March 2026

Siting Compliance Officer

Oregon Department of Energy

550 Capitol St. NE, 1st Floor

Salem, OR 97301

Subject: Request for Amendment 2 to the Wheatridge Renewable Energy Facility East Site Certificate

Dear Siting Compliance Officer:

Wheatridge East Wind, LLC (Certificate Holder), a wholly-owned, indirect subsidiary of parent company NextEra Energy Resources, LLC, is requesting a second amendment (RFA 2) to the Wheatridge Renewable Energy Facility East (Facility) Site Certificate. RFA 2 proposes to split the approved Facility into two separate facilities with their own site certificates, thereby amending the Facility Site Certificate and creating one new site certificate under a new limited liability company. The Certificate Holder submits RFA 2 pursuant to Oregon Administrative Rule (OAR) 345-027-0350(1) and (4)(c).

I am an authorized representative of NextEra Energy Resources, LLC and its subsidiaries: Wheatridge East Wind, LLC and Wheatridge Northeast Wind, LLC. This letter serves as authorized written consent for submission of RFA 2 in conjunction with the appended letter.

Note that the Certificate Holder plans to submit a draft redlined version of the Wildlife Monitoring Mitigation Plan separately from the RFA 2. This will be provided as soon as practicable.

Note that the Certificate Holder requests that the Oregon Department of Energy keep portions of RFA 2 confidential to the extent permitted by law (see e-submittals within the Conditional Submittals folder). The enclosed information includes select figures from the Habitat Mitigation Plan and Noxious Weed Control Plan that meet the definition in Oregon Revised Statutes 192.345(13).

As required, the following paragraph is included:

> We request that the Oregon Department of Energy treat these records as confidential and exempt from disclosure to the extent permitted by law, and that the records be kept separate from the public record of the Wheatridge Renewable Energy Facility East Request for Amendment 2, with the further understanding that the records will not be disclosed unless required by law. In the event of a public records request for the information, we request that the Certificate Holder be notified.

Thank you for your consideration. We look forward to working with you during the amendment process.

Best regards,



David Lawlor

Authorized Representative/Director of Development

NextEra Energy Resources

Cc: Sarah Curtiss Stauffer, Stoel Rives

Docusign Envelope ID: 52509159-F5F0-4F28-BA39-7C92ACB5A094

Wheatridge Northeast Wind, LLC
700 Universe Blvd.
Juno Beach, FL 33408

February 12, 2026

Oregon Department of Energy
Energy Siting Division
550 Capital St. NE
Salem, OR 97301

To Whom it May Concern,

With this letter, Wheatridge Northeast Wind, LLC and NextEra Energy Resources, LLC confirm that Wheatridge Northeast Wind, LLC will have access to sufficient resources and expertise to construct, own, operate, and maintain the Wheatridge Northeast Wind Facility, which resources and expertise may be obtained as services provided by NextEra Energy Resources, LLC or an affiliate thereof on terms and conditions that will ensure the availability of such resources and expertise to Wheatridge Northeast Wind, LLC as and when needed to ensure safe and reliable operation of the Wheatridge Northeast Wind Facility.

Thank you in advance for your consideration of this matter.

Very truly yours,

DocuSigned by:
F5C968BD9C2148B...

Anthony Pedroni
Vice President
Wheatridge Northeast Wind, LLC

DocuSigned by:
F5C968BD9C2148B...

Anthony Pedroni
Vice President
NextEra Energy Resources, LLC

Request for Amendment 2 for the Wheatridge Renewable Energy Facility East

March 2026

Prepared for
Wheatridge East Wind, LLC

Prepared by

TETRA TECH

1750 S Harbor Way, Suite 400

Portland, Oregon 97201

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Acronyms and Abbreviations

ASC	Application for Site Certificate
BESS	battery energy storage system
Certificate Holder	Wheatridge East Wind, LLC
Certificate Holder Owner	NextEra Energy Resources, LLC
Council	Energy Facility Siting Council
ESCP	Erosion and Sediment Control Plan
FAA	Federal Aviation Administration
kV	kilovolt
MW	megawatt
NEER	NextEra Energy Resources, LLC
O&M	operations and maintenance
OAR	Oregon Administrative Rules
ODFW	Oregon Department of Fish and Wildlife
ODOE	Oregon Department of Energy
ORS	Oregon Revised Statutes
RFA 1	First Request for Amendment/Request for Amendment 1
RFA 2	Second Request for Amendment/Request for Amendment 2
SCADA	Supervisory Control and Data Acquisition
WREFI	Wheatridge Renewable Energy Facility I
WREFII	Wheatridge Renewable Energy Facility III
WREFII	Wheatridge Renewable Energy Facility II
Facility; WREFE; Phase I	Wheatridge Renewable Energy Facility East
WREFNE; Phase II	Wheatridge Renewable Energy Facility Northeast
WWEF	Wheatridge Wind Energy Facility

1.0 Introduction

1.1 Project Summary and Request

Wheatridge Renewable Energy Facility East (WREFE or Facility) is a renewable energy facility approved by the Energy Facility Siting Council (Council) with a capacity to generate up to 300 megawatts (MW) of wind energy, with up to 107 wind turbines and supporting facilities within both Morrow and Umatilla counties.[1] WREFE was split from the overall Wheatridge Renewable Energy Facilities Site Certificate in November 2020, making it the fourth Wheatridge facility, with the other three Wheatridge renewable energy facilities constructed and currently in operation[2].

A portion of the approved Facility is operational as of June 2025, with a total capacity of 200-MW of wind energy generation from 71 turbines, all of which are in Morrow County. The northeastern portion of the approved Facility located in both Umatilla and Morrow County has yet to begin construction and is proposed to be split from the already-constructed portion of the approved Facility. Therefore, Wheatridge East Wind, LLC (Certificate Holder) a wholly-owned, indirect subsidiary of NextEra Energy Resources, LLC (NEER or Certificate Holder Owner) is submitting Request for Amendment 2 (RFA 2) to the Facility Site Certificate to split the approved Facility components, Site Boundary, and micrositing corridors into two facilities each with their own Site Certificate. Therefore, there would be an amended Facility Site Certificate and one new Site Certificate that would be the binding agreement to construct, operate and retire portions of the approved facility as follows:

1. **Wheatridge Renewable Energy Facility East (WREFE)** – Wind energy facility in Morrow County including 71 wind turbines and related or supporting facilities, with a total generating capacity up to 200 MW. The Certificate Holder and Certificate Holder Owner will remain the same.
2. **Wheatridge Renewable Energy Facility Northeast (WREFNE)** – Wind energy facility in Morrow and Umatilla counties, including 36 wind turbines and related or supporting facilities, with a total generating capacity up to 100 MW. The Certificate Holder will be changed to Wheatridge Northeast Wind, LLC. NEER will remain the Certificate Holder Owner.

Once the amendment process is complete, WREFE and WREFNE will be stand-alone facilities, but may share related or supporting facilities with one another similar to other projects approved by the Council. RFA 2 does not propose any new areas of Site Boundary or micrositing corridor, or new or changes to approved facility components. Section 3 provides a more detailed overview of how the approved Facility will be split by facility component and location. Note that each resulting

[1] Final Order on Request for Contested Case and Request for Amendment 1 for the Wheatridge Renewable Energy Facility East, June 2024.
[2] Final Order on Request for Amendment 1 to the Site Certificate for the Wheatridge Renewable Energy Facility II, November 2020.

facility would have its own micrositing corridor within the previously approved Site Boundary and micrositing corridor. The facilities will have some shared related or supporting facilities reflective of the approved Facility. NEER will remain the parent company of the WREFE and WREFNE Certificate Holders and a shared facilities agreement will govern how the certificate holders share related or supporting facilities under their Site Certificates. Therefore, the facilities will be constructed, operated and retired essentially as approved by the Council, which imposed conditions, as necessary, in consideration of the potential impact of the facilities within the approved Site Boundary and micrositing corridor. Fundamentally, the proposed changes in RFA 2 are administrative, and needed for commercial enterprise purposes.

1.2 Procedural History

See Diagram 1 for the procedural history of WREFE (see highlights for Facility in question, as currently approved). The Facility was initially the Wheatridge East portion of the permitted Wheatridge Wind Energy Facility (WWEF) and then, the WREFE portion of Wheatridge Renewable Energy Facility II (WREFII). The current WREFE project resulted from a Site Certificate and facility division approved in the Final Order on the Request for Amendment 1 to the Site Certificate[3] for WREFII.

The Site Certificate for WWEF was issued in April 2017 and became effective May 24, 2017. On May 17, 2017, the Certificate Holder provided notice, pursuant to Oregon Administrative Rules (OAR) 345-027-0100(2), to the Oregon Department of Energy (ODOE) of a transfer of ownership of the Certificate Holder. On June 14, 2017, the Certificate Holder filed a Request for Transfer of ownership of the Site Certificate; this was the First Request for Amendment to WWEF. The following provides a summary of amendments to the Site Certificate.

- The First Amended Site Certificate for WWEF was approved in July 2017 and became effective August 11, 2017.
- The Second Request for Amendment to add energy storage for WWEF was submitted concurrently to the Third Request for Amendment, to increase the maximum turbine blade tip height. The Second Amended Site Certificate was issued November 16, 2018 and became effective November 29, 2018. The Third Amended Site Certificate was issued December 14, 2018 and became effective February 7, 2019.
- The purpose of the Fourth Request for Amendment was to add a solar facility. The Fourth Amended Site Certificate became effective November 22, 2019.
- The Fifth Request for Amendment split WWEF into WREFI and WREFII. The Fifth Amended Site Certificate for WWEF (and the first Site Certificate for WREFII) became effective May 22, 2020.

[3] Final Order on Request for Amendment 1 to the Site Certificate for the Wheatridge Renewable Energy Facility II, November 2020

- WREFII was then split into three facilities, each with their own Site Certificate: WREFII, Wheatridge Renewable Energy Facility III (WREFIII), and WREFE. The Council issued the original Site Certificate for WREFE/the Facility on November 19, 2020; this Site Certificate for WREFE is the subject of this RFA 2.
- The First Amended Site Certificate for the Facility/WREFE to amend the approved Site Boundary and micrositing corridors to accommodate up to 107 wind turbines (300 MW) was approved June 4, 2024 and became effective June 5, 2024 (RFA 1).

See Figure 1 for the approved Facility location. Note that a portion of the Facility is operational (WREFE) as of June 2025.

Diagram 1. WREFE Site Certificate History



1.3 Amendment Required under OAR 345-027-0350 and Review Process under OAR 345-027-0351

Except for changes allowed under OAR 345-027-0353 of this rule, an amendment to a Site Certificate is required to:

(1) Transfer ownership of the facility or the certificate holder as described in OAR 345-027-0400;

(2) Apply later-adopted law(s) as described in OAR 345-027-0390;

(3) Extend the construction beginning or completion deadline as described in OAR 345-027-0385;

(4) Design, construct or operate a facility in a manner different from the description in the Site Certificate, if the proposed change:

(a) Could result in a significant adverse impact that the Council has not addressed in an earlier order and the impact affects a resource or interest protected by an applicable law or Council standard;

(b) Could impair the certificate holder's ability to comply with a Site Certificate condition; or

(c) Could require a new condition or a change to a condition in the Site Certificate.

No new areas of Site Boundary or micrositing corridor are being proposed as a part of this RFA and the physical Facility will be the same as previously permitted and approved. However, each facility would have its own micrositing corridor within the previously approved Site Boundary and micrositing corridor. Therefore, the proposed changes will not result in a significant adverse impact to a resource or interest protected by an applicable law or Council standard that the Council has not addressed in an earlier order. Moreover, all Site Certificate conditions will be complied with as they pertain to each portion of the approved Facility; note that a portion of the Facility (WREFE) is operational as of June 2025 and thus has completed preconstruction and construction compliance of the relevant Site Certificate conditions. The Certificate Holder Owner's ability to comply with all the Site Certificate conditions will not be impaired. However, RFA 2 will result in administrative changes to conditions in the Site Certificate due to the splitting of the Facility by location and facility type; therefore, an amendment is required pursuant to OAR 345-027-0350(1) and (4)(c).

As noted above, as a part of this RFA, the proposed changes are administrative to the Site Certificate versus proposing new areas of Site Boundary, micrositing corridor, or new or changes to the Facility's permitted and approved infrastructure. The record for the Facility, the findings of fact, reasoning, and conclusions of law were reviewed prior to issuance of the Site Certificate with corresponding terms and conditions. There will be no substantive changes to Site Certificate conditions other than necessary to facilitate the split by location.

2.0 Certificate Holder Information – OAR 345-027-0360(1)(a)

(1) To request an amendment to the Site Certificate required by OAR 345-027-0350(3) and (4), the certificate holder shall submit a written preliminary request for amendment to the Department of Energy that includes the following:

OAR 345-027-0360(1)(a) The name of the facility, the name and mailing address of the certificate holder, and the name, mailing address, email address and phone number of the individual responsible for submitting the request.

2.1 Name of the Facility

The current name of the Facility is Wheatridge Renewable Energy Facility East and the Certificate Holder is Wheatridge East Wind, LLC. RFA 2 is requesting to split the Facility into two separate facilities – one amended Site Certificate (WREFE/Facility Site Certificate) and one new Site Certificate:

1. Wheatridge Renewable Energy Facility East; the Certificate Holder remains Wheatridge East Wind, LLC.
2. Wheatridge Renewable Energy Facility Northeast; the certificate holder will be Wheatridge Northeast Wind, LLC.

NEER will remain the Certificate Holder Owner for both facilities. Therefore, the contact information for the two facilities is the same.

2.2 Name and Mailing Address of the Proposed Certificate Holders

Wheatridge East Wind, LLC
c/o David Lawlor
NextEra Energy Resources, LLC
A3A
700 Universe Blvd.
Juno Beach, FL 33408

2.3 Parent Company of the Current and Proposed Certificate Holders

NextEra Energy Resources, LLC
A3A
700 Universe Blvd.
Juno Beach, FL 33408

2.4 Name and Mailing Address of the Individuals Responsible for Submitting the Request

Ryan Hill
Development
NextEra Energy Resources, LLC
A3A
700 Universe Blvd.
Juno Beach, FL 33408
Ryan.Hill@nexteraenergy.com
(561) 831-9425

3.0 Detailed Description of the Proposed Change – OAR 345-027-0360(1)(b)

OAR 345-027-0360(1)(b) A detailed description of the proposed change, including:

As noted above, the Certificate Holder seeks Council approval to split the approved facility components, Site Boundary and micrositing corridor into two facilities with their own respective Site Certificate. Therefore, the Certificate Holder proposes amending the current Facility Site Certificate , and also creating one new Site Certificate to construct, operate, and retire Facility components as follows:

1. Wheatridge Renewable Energy Facility East– 200 MW of wind energy and supporting facilities in Morrow County. The Certificate Holder and Certificate Holder Owner will remain the same.
2. Wheatridge Renewable Energy Facility Northeast – 100 MW of wind energy and supporting facilities in Morrow and Umatilla County. The Certificate Holder will be changed to Wheatridge Northeast Wind, LLC. The Certificate Holder Owner will remain the same.

Table 1 provides a more detailed description of how the Facility would be split per the description in the Site Certificate. The facilities would have some shared related or supporting facilities.

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Table 1. Proposed Descriptions of the Partitioned Facilities

Infrastructure Type	Approved Site Certificate Description	WREFE Description[1]	WREFNE Description	Explanation
Total Generating Capacity	The Facility includes wind energy generation components, each with related or supporting facilities. The energy generation capacity of the Facility, with wind components, at full build out by the specified construction completion deadline is 300 MW.	The facility includes wind energy generation components with related or supporting facilities. The total generating capacity of WREFE will not exceed 200 MW of wind energy.	The facility includes wind energy generation components with related or supporting facilities. The total generating capacity of WREFNE will not exceed 100 MW of wind energy.	The total generating capacity for wind energy for the facilities combined will be 300 MW, as previously approved by the Council.
Wind Turbines	Wind energy generation components include up to 107 wind turbines with a total generating capacity up to 300 MW. Wind turbines each consist of a nacelle, a three-bladed rotor, a tubular steel turbine tower, concrete foundation, and an engineered earth and gravel pad. The nacelle houses the equipment such as the gearbox, generator, brakes, and control systems for the turbine. The total height of the turbine tower and blades (tip-height) is 499 feet.	The total number of turbines will not exceed 71.	The total number of turbines will not exceed 36.	WREFE as proposed is operational and includes 71 turbines. The maximum number of turbines in WREFE as identified in the ASC/RFA 1 is 107. Therefore, the permitted turbines will not exceed the amount previously approved by Council.
Battery Storage and Interconnection	The Facility will include a 30 MW battery energy storage system (BESS) and interconnection facilities.	N/A	WREFNE includes a 30 MW BESS and interconnection facilities.	A 30-MW BESS is exclusively proposed for WREFNE.
Electrical Collection System	The electrical collection system will include up to 95 miles of underground 34.5-kilovolt (kV) collector lines and no overhead collector lines.	Electrical collection system includes up to 73 miles of underground 34.5-kV collector lines.	Electrical collection system includes up to 22 miles of underground 34.5-kV collector lines.	WREFE as proposed is operational and includes 73 miles of underground collector lines. The maximum length of underground collector lines in WREFE as identified in the ASC/RFA 1 is 95 miles. Therefore, the permitted underground collector lines will not exceed the amount previously approved by Council.
Collector Substations	The Facility includes up to two substations, one of which is collocated with the BESS.	The Facility includes 1 substation. The substation will be shared with WREFNE.	The Facility includes 1 substation to be collocated with the BESS. WREFNE will share/interconnect to the WREFE substation.	WREFNE will interconnect to the WREFE substation and thus will share this infrastructure. WREFE as proposed is operational and includes one substation. The maximum number of substations in WREFE as identified in the ASC/RFA 1 is 2. Therefore, the permitted substations will not exceed the amount previously approved by Council.
Transmission Lines	The Facility will include one overhead 230 kV intraconnection transmission line extending 27 miles in length.	The Facility includes one overhead 230 kV intraconnection transmission line supported by H-frame or monopole structures constructed of either wood or steel that extends 17 miles in length. The intraconnection transmission line will be shared with WREFNE.	WREFNE includes up to 10 miles of overhead 230 kV intraconnection transmission line. WREFNE will share/interconnect to the WREFE intraconnection transmission line.	WREFE and WREFNE will share the intraconnection transmission line. WREFE as proposed is operational and includes 17 miles of intraconnection transmission line. The maximum length of intraconnection transmission line in WREFE as identified in the ASC/RFA 1 is 27 miles. Therefore, the permitted intraconnection transmission line will not exceed the amount previously approved by Council.
Meteorological Towers	The Facility will include up to 5 permanent meteorological (met) towers.	WREFE includes up to 1 permanent met tower.	WREFNE includes up to 4 permanent met towers.	WREFE as proposed is operational and includes 1 permanent meteorological tower. The maximum number of meteorological towers in WREFE as identified in the ASC/RFA 1 is 5. Therefore, the permitted meteorological towers will not exceed the amount previously approved by Council.
Communications and Supervisory Control and Data Acquisition (SCADA) System	The Facility will include a communication system and a Communication and SCADA System.	WREFE and WREFNE will share the existing WREFII Operations and Maintenance (O&M) building and thus will share the Communication and SCADA system.	WREFE and WREFNE will share the existing WREFII O&M building and thus will share the Communication and SCADA system.	The SCADA systems connect to the O&M building. WREFE and WREFNE will share the existing WREFII O&M building.

Infrastructure Type	Approved Site Certificate Description	WREFE Description[1]	WREFNE Description	Explanation
O&M Buildings	The Facility will share the existing O&M building with WREFII (operational).	WREFE and WREFNE will share the existing WREFII O&M building, but it is not a related or supporting facilities for WREFE.	WREFE and WREFNE will share the existing WREFII O&M building, but it is not a related or supporting facilities for WREFNE.	WREFE and WREFNE will use the existing WREFII O&M building. The O&M building is not a related or supporting facility of WREFE or WREFNE.
Access Roads	Wind energy facility components will require up to 76 miles of access roads and 15 miles of temporary roads for the transmission line construction.	WREFE includes up to 60 miles of new permanent access roads,15 miles of temporary roads for transmission line construction. Some roads will be shared with WREFNE.	WREFNE includes up to 16 miles of new permanent access roads. Some roads will be shared with WREFE.	WREFE as proposed is operational and includes 60 miles of new access roads and 15 miles of temporary roads for transmission line construction. The maximum length of access roads in WREFE as identified in the ASC/RFA 1 is 76 miles of new access roads and 15 miles of temporary roads. Therefore, the permitted access roads will not exceed the amount previously approved by Council. Some WREFE and WREFNE access roads may be shared.
Temporary Construction Yards	The Facility includes up to 5 temporary construction yards and one or more temporary concrete batch plants within the yard(s).	WREFE includes 1 temporary construction yard. WREFE and WREFNE will share the existing WREFII Baseline Lane laydown yard, but it is not a related or supporting facility for WREFE.	WREFNE includes up to 4 temporary construction yards. WREFE and WREFNE will share the existing WREFII Baseline Lane laydown yard, but it is not a related or supporting facility for WREFNE.	WREFE and WREFNE will use the existing WREFII Baseline Lane laydown yard. The Baseline Lane laydown yard is not a related or supporting facility of WREFE or WREFNE. WREFE as proposed is operational and included 1 temporary construction yard. The maximum number of temporary construction yards in WREFE as identified in the ASC/RFA 1 is 5 temporary construction yards. Therefore, the permitted temporary construction yards will not exceed the amount previously approved by Council.
1. Construction of the WREFE components was initiated in June 2024 and has met all preconstruction and construction compliance requirements and began operations in June 2025.				

3.1 Effect of Proposed Changes on the Facility – OAR 345-027-0360(1)(b)(A)

OAR 345-027-0360(1)(b)(A) a description of how the proposed change affects the facility,

The Facility, once split, will be constructed and operated substantially in the same manner as previously approved by the Council, with imposed conditions, as necessary, that considered micrositing needs, potential impacts, and public and reviewing agencies' comments; note that a portion of the Facility (WREFE) is operational as of June 2025 and thus has completed preconstruction and construction compliance of the relevant Site Certificate conditions. The partitioned facilities will generally operate as approved and would not affect any physical impacts from Facility construction, operation, or retirement previously reviewed by the Council. RFA 2 provides the maximum efficiency in terms of use of space for renewable energy facilities and available technology, while providing maximum flexibility for potential customers to deliver the renewable energy to the market. The Certificate Holder demonstrates herein that notwithstanding these changes, the Facility will meet all applicable Council standards and will be constructed and operated substantially in the same manner as previously approved by the Council.

3.2 Applicable Laws and Council Rules – OAR 345-027-0360(1)(b)(B)

OAR 345-027-0360(1)(b)(B) a description of how the proposed change affects those resources or interests protected by applicable laws and Council standards, and

The proposed changes do not affect the resources or interests protected by applicable laws and Council standards in a substantially different way than what has already been approved by the Council (Section 7). Compliance with applicable laws is integrated into the Site Certificate conditions, including conditions related to preconstruction habitat and wildlife surveys, noise analysis, setback verification, the National Pollutant Discharge Elimination System (NPDES) 1200-C permit, consultation with the Oregon Department of Fish and Wildlife (ODFW), the Oregon Department of Geology and Mineral Industries (DOGAMI), and Federal Aviation Administration (FAA) 7460-1 filings, among others.

The Facility's proposed partition and Site Certificate split does not alter the Certificate Holder's ability to comply with the Site Certificate conditions for the Facility; note that a portion of the Facility (WREFE) is operational as of June 2025 and thus has completed preconstruction and construction compliance of the relevant Site Certificate conditions. Section 7 further demonstrate how the proposed changes are consistent with the Council's previous findings. The physical components of the Facility, Site Boundary, and micrositing corridor will not be changed as a part of this RFA; therefore, there are no new areas or resources that were not previously evaluated. The Facility, following its partition under this Amendment, will be constructed and operated in substantially the same manner as already approved by the Council.

3.3 Location of the Proposed Change – OAR 345-027-0360(1)(b)(C)

OAR 345-027-0360(1)(b)(C) the specific location of the proposed change, and any updated maps and/or geospatial data layers relevant to the proposed change.

This RFA does not seek to expand the approved Site Boundary or micrositing corridor, nor add new or changes to the approved physical components of the Facility. Figures 1 through 3 show how the Facility will be divided into WREFE and WREFNE. Related geospatial data layers have been provided to ODOE concurrently with this request.

4.0 RFA Analysis Areas – OAR 345-027-0360(1)(c)

OAR 345-027-0360(1)(c) The request for amendment analysis areas ("RFA analysis areas"), which are based on the following:

(A) If a Project Order was issued for the facility, the area within the distances for analysis areas specified in the Project Order; or

(B) If a Project Order was not issued for the facility, the area within the distances for study areas specified in OAR 345-001-0010.

(C) If applicable, a modified site boundary, which reflects that:

(i) A proposed amendment is not contained by the existing site boundary. In this case, the RFA analysis areas would extend from the portions of the site boundary that are the subject of the amendment request; or

(ii) A proposed amendment is a subset of the existing site boundary.

RFA 2 does not seek to enlarge the existing Site Boundary, micrositing corridor, or physical components of the Facility, and there is no change to the previously approved facilities from what was originally authorized for the Facility. RFA 2 seeks to divide the Facility into two separate facilities within the approved Site Boundary. Therefore, the various analysis areas/study areas that were utilized and approved for the ASC and previous amendments (see Section 1.2) will remain unchanged. Thus, per OAR 345-027-0360(1)(c)(A), the analysis areas originally defined in the Project Order of the WWEF ASC (and applied to all subsequent amendments described in Section 1.2) were applied for this amendment.

5.0 Additional Required Information – OAR 345-027-0360(1)(d)

OAR 345-027-0360(1)(d) Any specific information that may be required for the Department to make its findings;

See Section 7 for information that may be required for ODOE to make its findings.

6.0 Site Certificate Revisions – OAR 345-027-0360(1)(e)

OAR 345-027-0360(1)(e) The specific language of the site certificate, including conditions, that the certificate holder proposes to change, add, or delete through the amendment;

Redlined Site Certificates are included as Attachments 1 and 2 for WREFE and WREFNE. Note that the preconstruction and construction conditions have been met for the purposes of the WREFE as proposed (began operations in June 2025). The following changes to the original Facility Site Certificate are required:

6.1 WREFE Site Certificate

- Amend GEN-GS-13 to include additional shared facilities between WREFII, WREFE and WREFNE: temporary Baseline Lane construction yard (WREFII), the intraconnection transmission line, substation, SCADA system, and access roads.
- Deletion of conditions pertaining to BESS (GEN-OE-04).
- Removal of references to BESS (GEN-SR-01, GEN-SR-02, GEN-PS-04, PRE-SS-01, PRE-LU-01, PRE-NC-01, PRO-SP-01, OPR-RF-01, OPR-PS-03, OPR-WF-01).
- Deletion of conditions pertaining to Umatilla County (GEN-LU-06, GEN-LU-08, GEN-LU-09, GEN-LU-10, PRE-LU-07, PRE-LU-09, OPR-LU-05).
- Removal of references to Umatilla County (GEN-WF-02, PRE-OE-05, PRE-LU-03, PRE-LU-05, PRE-FW-05, PRE-PS-01, PRE-PS-02, PRE-PS-03, CON-PS-02, OPR-LU-03, OPR-LU-04).
- Amend PRE-RF-02 to reflect the updated decommissioning costs for both WREFE and WREFNE.
- Amend to reflect a single substation for both WREFE and WREFNE (GEN-SR-01, GEN-SR-02, PRE-SS-01, PRO-SP-01, OPR-WF-01, OPR-TL-01).
- Amend to reflect a single met tower (GEN-LU-03, OPR-LU-06).
- Amend to reflect a single temporary laydown yard (GEN-LU-04, PRE-FW-01).

6.2 WREFNE Site Certificate

- Add the following conditions regarding water rights:
    - PRE-WR-01: Prior to construction of the facility, facility component or phase, as applicable, the certificate holder shall:
        a. Identify all water-related needs and estimate daily and annual water demand for each construction phase, as applicable.
        b. Provide excerpts of agreements or other similar conveyance from the water providing entity to the Department demonstrating that construction

activities will be adequately and legally served by service providers or third-party permits. [Water Rights Condition 1]

- CON-WR-01: During construction of the facility, facility component or phase, as applicable, if a water right, limited water use license or water rights transfer is needed and would not be obtained by a third-party, submit and obtain approval of the applicable water permit through the site certificate amendment process. [Water Rights Condition 2]

- Amend GEN-GS-01 and GEN-GS-02 according to the proposed location of WREFNE (i.e., components south versus north of Butter Creek).
- Amend GEN-GS-13 to include additional shared facilities between WREFII, WREFE and WREFNE: temporary Baseline Lane construction yard (WREFII), intraconnection transmission line, substation, SCADA system, and access roads.
- Amend PRE-LU-03 and PRE-TE-04 to allow for micrositing flexibility and resource protection.
- Amend PRE-RF-02 to reflect the updated decommissioning costs for both WREFE and WREFNE.
- Amend to reflect a single substation for both WREFE and WREFNE (GEN-SR-01, GEN-SR-02, PRE-SS-01, PRO-SP-01, OPR-WF-01, OPR-TL-01).

7.0 Other Standards and Permits – OAR 345-027-0360(1)(f)

OAR 345-027-0360(1)(f) A list of all Council standards and other laws, including statutes, rules and ordinances, applicable to the proposed change, identification of any changes in facts or law relevant to the proposed change since the date the current site certificate was executed, and an analysis supported by evidence of whether the facility, with the proposed change, would comply with those applicable laws and Council standards. For the purpose of this rule, a law or Council standard is "applicable" if the Council would apply or consider the law or Council standard under OAR 345-027-0375(2); and

Council standards relevant to RFA 2 include Division 22 (General Standards for Siting Facilities) and Division 24 (Specific Standards for Siting Facilities). Division 23, which applies to non-generating facilities, does not apply to solar power-generating facilities. Similarly, inapplicable provisions of Divisions 22 and 24 (e.g., standards applicable to gas plants, gas storage, non-generating facilities, evaporative cooling towers) are not discussed.

Splitting the Facility is an administrative change only. Ultimately, the facilities will be constructed and operated substantially in the same manner as previously approved by the Council, which imposed conditions, as necessary, that take into consideration micrositing needs and public and reviewing agency comments. Table 2 identifies Council standards and laws reviewed as part of RFA 2, their applicability to RFA 2, and the Site Certificate conditions that govern Facility compliance for

each standard. Because there will be a new Site Certificate created by the Facility split, all standards apply even though there will be no new areas of Site Boundary, micrositing corridor, or new physical components of the Facility considered as a part of this RFA.

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Table 2. Standards and Laws Relevant to Proposed Amendment

Standard	Applicability & Compliance	Related Site Certificate Conditions[1]
OAR 345-022-0000 General Standard of Review	Applicable and complies. The Council previously found that the Facility complies with the General Standard of Review. Oregon's Renewable Portfolio Standard establishes a requirement for how much of Oregon's electricity must come from renewable resources like wind. The current Oregon Clean Energy Targets bill (Oregon Legislative Assembly 2021)[2] requires electricity providers to reduce the greenhouse gas emissions associated with electricity sold in Oregon to 100 percent below baseline emissions levels by 2040. RFA 2 is another step for the Facility to contribute to meeting this requirement. RFA 2 does not alter the basis for the Council's prior findings regarding the General Standard of Review and does not alter the Certificate Holder's ability to comply with the Site Certificate conditions. For RFA 2, the requirements of OAR 345-022-0000 are addressed in the findings, analysis, and conclusions discussed in Section 7.1.2.	GEN-GS-01 GEN-GS-02 GEN-GS-03 GEN-GS-04 GEN-GS-05 GEN-GS-06 GEN-GS-07 GEN-GS-08 GEN-GS-09 GEN-GS-10 GEN-GS-11 GEN-GS-12 GEN-GS-13 OPR-GS-01
OAR 345-022-0010 Organizational Expertise	Applicable and complies. The Council previously found that the Facility complies with the Organizational Expertise Standard. The Certificate Holder management team and the NEER family of companies have deep regional expertise, derived over years of successfully permitting and operating hundreds of MWs of wind energy projects in Oregon and throughout the U.S. Although there will be an LLC change for WREFNE, the Certificate Holder Owner will remain the same (NEER). RFA 2 does not alter the basis for the Council's prior findings regarding the Organizational Expertise Standard and does not alter the Certificate Holder's ability to comply with the Site Certificate conditions. See Section 7.1.3.	GEN-OE-01 GEN-OE-02 GEN-OE-03 GEN-OE-04 PRE-OE-01 PRE-OE-02 PRE-OE-03 PRE-OE-04 PRE-OE-05 PRE-OE-07
OAR 345-022-0020 Structural Standard	Applicable and complies. The Council previously found that the Facility complies with the Structural Standard. There will be no changes to the Site Boundary, micrositing corridor, approved facilities, or disturbance areas of the Facility considered as a part of this RFA that would change these findings. RFA 2 does not alter the basis for the Council's prior findings regarding the Structural Standard and does not alter the Certificate Holder's ability to comply with the Site Certificate conditions. See Section 7.1.4.	GEN-SS-01 PRE-SS-01 PRE-SS-02 PRE-SS-03 PRE-SS-04
OAR 345-022-0022 Soil Protection	Applicable and complies. The Council previously found that the Facility would comply with the Soil Protection Standard. There will be no changes to the Site Boundary, micrositing corridor, approved facilities, or disturbance areas of the Facility considered as a part of this RFA that would change these findings. RFA 2 does not alter the basis for the Council's prior findings regarding the Soil Protection Standard and does not alter the Certificate Holder's ability to comply with the Site Certificate conditions. See Section 7.1.5.	PRE-SP-01 PRE-SP-02 CON-SP-01 PRO-SP-01 OPR-SP-01

Standard	Applicability & Compliance	Related Site Certificate Conditions[1]
OAR 345-022-0030 Land Use	Applicable and complies. The Council previously found that the Facility complies with the Land Use Standard. There will be no changes to the Site Boundary, micrositing corridor, approved facilities, disturbance areas, or authorized uses of the Facility considered as a part of this RFA that would change these findings. RFA 2 does not alter the basis for the Council's prior findings regarding the Land Use Standard and does not alter the Certificate Holder's ability to comply with the Site Certificate conditions. See Section 7.1.6.	GEN-LU-01 GEN-LU-02 GEN-LU-03 GEN-LU-04 GEN-LU-05 GEN-LU-06 GEN-LU-08 GEN-LU-09 GEN-LU-10 PRE-LU-01 PRE-LU-02 PRE-LU-03 PRE-LU-04 PRE-LU-05 PRE-LU-07 PRE-LU-08 PRE-LU-09 PRE-LU-10 CON-LU-01 CON-LU-02 CON-LU-03 OPR-LU-01 OPR-LU-02 OPR-LU-03 OPR-LU-04 OPR-LU-05 OPR-LU-06
OAR 345-022-0040 Protected Areas	Applicable and complies. The Council previously found that the Facility complies with the Protected Areas Standard. There will be no changes to the Site Boundary, micrositing corridor, approved facilities, or disturbance areas of the Facility considered as a part of this RFA that would change these findings. RFA 2 does not alter the basis for the Council's prior findings regarding the Protected Areas Standard and does not alter the Certificate Holder's ability to comply with the Site Certificate conditions. See Section 7.1.7.	N/A
OAR 345-022-0050 Retirement and Financial Assurance	Applicable and complies. The Council previously found that the Facility complies with the Retirement and Financial Assurance Standard. The Certificate Holder is still able to restore the site to a useful, nonhazardous condition following permanent cessation of construction or operation of the Facility. There will be no changes to the Site Boundary, micrositing corridor, approved facilities, or disturbance areas of the Facility considered as a part of this RFA that would change these findings. RFA 2 does not alter the basis for the Council's prior findings regarding the Retirement and Financial Assurance Standard and does not alter the Certificate Holder's ability to comply with the Site Certificate conditions. See Section 7.1.8.	GEN-RF-01 PRE-RF-01 PRE-RF-02 OPR-RF-01 RET-RF-01 RET-RF-02

Standard	Applicability & Compliance	Related Site Certificate Conditions[1]
OAR 345-022-0060 Fish and Wildlife Habitat	Applicable and complies. The Council previously found that the Facility complies with the Fish and Wildlife Habitat Standard. There will be no changes to the Site Boundary, micrositing corridor, approved facilities, or disturbance areas of the Facility considered as a part of this RFA that would change these findings. Therefore, all areas have been reviewed and surveyed for fish and wildlife habitat and will be protected per relevant Site Certificate conditions. RFA 2 does not alter the basis for the Council's prior findings regarding the Fish and Wildlife Habitat Standard and does not alter the Certificate Holder's ability to comply with the Site Certificate conditions. See Section 7.1.9.	GEN-FW-01 GEN-FW-02 PRE-FW-01 PRE-FW-02 PRE-FW-03 PRE-FW-04 PRE-FW-05 CON-FW-01 CON-FW-02 CON-FW-03 CON-FW-04
OAR 345-022-0070 Threatened and Endangered Species	Applicable and complies. The Council previously found that the Facility complies with the Threatened and Endangered Species Standard. There will be no changes to the Site Boundary, micrositing corridor, approved facilities, or disturbance areas of the Facility considered as a part of this RFA that would change these findings. Therefore, impacts to threatened and endangered species have already been reviewed and will be protected per relevant Site Certificate conditions. RFA 2 does not alter the basis for the Council's prior findings regarding the Threatened and Endangered Species Standard and does not alter the Certificate Holder's ability to comply with the Site Certificate conditions. See Section 7.1.10.	PRE-TE-01 PRE-TE-02 PRE-TE-03 PRE-TE-04
OAR 345-022-0080 Scenic Resources	Applicable and complies. The Council previously found that the Facility complies with the Scenic Resources Standard. There will be no changes to the Site Boundary, micrositing corridor, approved facilities, or disturbance areas of the Facility considered as a part of this RFA that would change these findings. RFA 2 does not alter the basis for the Council's prior findings regarding the Scenic Resources Standard and does not alter the Certificate Holder's ability to comply with the Site Certificate conditions. See Section 7.1.11.	GEN-SR-01 GEN-SR-02
OAR 345-022-0090 Historic, Cultural and Archaeological Resources	Applicable and complies. The Council previously found that the Facility complies with the Historic, Cultural and Archaeological Resources Standard. There will be no changes to the Site Boundary, micrositing corridor, approved facilities, or disturbance areas of the Facility considered as a part of this RFA that would change these findings. Therefore, all areas have been reviewed and surveyed for historic, cultural and archaeological resources and will be protected per relevant Site Certificate conditions. RFA 2 does not alter the basis for the Council's prior findings regarding the Historic, Cultural and Archaeological Resources Standard and does not alter the Certificate Holder's ability to comply with the Site Certificate conditions. See Section 7.1.12.	PRE-HC-01 PRE-HC-02 PRE-HC-03 PRE-HC-04 CON-HC-01 CON-HC-02
OAR 345-022-0100 Recreation	Applicable and complies. The Council previously found that the Facility complies with the Recreation Standard. There will be no changes to the Site Boundary, micrositing corridor, approved facilities, or disturbance areas of the Facility considered as a part of this RFA that would change these findings. RFA 2 does not alter the basis for the Council's prior findings regarding the Recreation Standard and does not alter the Certificate Holder's ability to comply with the Site Certificate conditions. See Section 7.1.13.	N/A

Standard	Applicability & Compliance	Related Site Certificate Conditions[1]
OAR 345-022-0110 Public Services	Applicable and complies. The Council previously found that the Facility complies with the Public Services Standard. The proposed changes are not anticipated to increase the demand of public services generated by the Facility. There will be no changes to the Site Boundary, micrositing corridor, approved facilities, or disturbance areas of the Facility considered as a part of this RFA that would change these findings. RFA 2 does not alter the basis for the Council's prior findings regarding the Public Services Standard and does not alter the Certificate Holder's ability to comply with the Site Certificate conditions. See Section 7.1.14.	GEN-PS-01 GEN-PS-02 GEN-PS-03 GEN-PS-04 PRE-PS-01 PRE-PS-02 PRE-PS-03 PRE-PS-04 PRE-PS-05 PRE-PS-06 CON-PS-01 CON-PS-02 CON-PS-03 CON-PS-04 PRO-PS-01 PRO-PS-02 PRO-PS-03 OPR-PS-03 OPR-PS-04
OAR 345-022-0115 Wildfire Prevention and Risk Mitigation	Applicable and complies. The Council previously found that the Facility complies with the Wildfire Prevention and Risk Mitigation Standard. RFA 2 is not anticipated to increase the amount of wildfire risk generated by the Facility. There will be no changes to the Site Boundary, micrositing corridor, approved facilities, or disturbance areas of the Facility considered as a part of this RFA that would change these findings. RFA 2 does not alter the basis for the Council's prior findings regarding the Wildfire Prevention and Risk Mitigation Standard and does not alter the Certificate Holder's ability to comply with the Site Certificate conditions. See Section 7.1.15.	PRE-WP-01 CON-WP-01 PRO-WP-01 OPR-WP-01
OAR 345-022-0120 Waste Minimization	Applicable and complies. The Council previously found that the Facility complies with the Waste Minimization Standard. RFA 2 is not anticipated to increase the amount of solid waste and wastewater generated by the Facility. There will be no changes to the Site Boundary, micrositing corridor, approved facilities, or disturbance areas of the Facility considered as a part of this RFA that would change these findings. RFA 2 does not alter the basis for the Council's prior findings regarding the Waste Minimization Standard and does not alter the Certificate Holder's ability to comply with the Site Certificate conditions. See Section 7.1.16.	PRE-WM-01 CON-WM-01
OAR 345-022-0160 State and Local Laws and Regulations	(1)(a) Removal-Fill Law (OAR Chapter 141) Applicable and complies. The Council previously found that the Facility complies with the Removal-Fill Law. A removal-fill permit was needed for WREFE because WREFE temporarily or permanently impacted waters of the State, which was pursued as part of WREFE preconstruction compliance; WREFNE is not anticipated to require a removal-fill permit. RFA 2 does not alter the basis for the Council's prior findings regarding Removal-Fill Law and does not alter the Certificate Holder's ability to comply with the Site Certificate conditions. See Section 7.1.17.1. (1)(b) Anticipated Water Use and Water Rights (OAR Chapter 690) Applicable and complies. The Council previously found that the Facility complies with the Water Rights regulations. There will be the same water volumes and sources as previously approved by Council for use during construction and operation of the Facility. RFA 2 does not alter the basis for the Council's prior findings regarding Water Rights regulations and does not alter the Certificate Holder's ability to comply with the Site Certificate conditions. See Section 7.1.17.2. (2) Noise Control Regulations (OAR 340-035-0035) Applicable and complies. The Council previously found that the Facility complies with the Noise Control Regulations. There will be no changes to the Site Boundary, micrositing corridor, approved facilities, or disturbance areas of the Facility considered as a part of this RFA that would change these findings. RFA 2 does not alter the basis for the Council's prior findings regarding the Noise Control Regulations and does not alter the Certificate Holder's ability to comply with the Site Certificate conditions. See Section 7.1.17.3.	N/A * N/A * PRE-NC-01 CON-NC-01 OPR-NC-01 OPR-NC-02 OPR-NC-03

Standard	Applicability & Compliance	Related Site Certificate Conditions[1]
OAR 345-024-0010 Public Health and Safety Standards for Wind Energy Facilities	Applicable and complies. The Council previously found that the Facility complies with the Public Health and Safety Standards. NEER family of companies has expertise, derived over years of successfully operating hundreds of MWs of wind energy projects. There will be no changes to the Site Boundary, micrositing corridor, approved facilities, or disturbance areas of the Facility considered as a part of this RFA that would change these findings. RFA 2 does not alter the basis for the Council's prior findings regarding the Public Health and Safety Standards and does not alter the Certificate Holder's ability to comply with the Site Certificate conditions. See Section 7.2.1.	GEN-WF-01 GEN-WF-02 CON-WF-01 CON-WF-02 OPR-WF-01
OAR 345-024-0015 Cumulative Effects Standard for Wind Energy Facilities	Applicable and complies. The Council previously found that the Facility complies with the Cumulative Effects Standard. There will be no changes to the Site Boundary, micrositing corridor, approved facilities, or disturbance areas of the Facility considered as a part of this RFA that would change these findings. RFA 2 does not alter the basis for the Council's prior findings regarding the Cumulative Effects Standards and does not alter the Certificate Holder's ability to comply with the Site Certificate conditions. See Section 7.2.2.	GEN-CE-01
OAR 345-024-0090 Siting Standards for Transmission Lines	Applicable and complies. The Council previously found that the Facility complies with the Siting Standards. There will be no changes to the approved intraconnection transmission line as part of RFA 2. There will be no changes to the Site Boundary, micrositing corridor, approved facilities, or disturbance areas of the Facility considered as a part of this RFA that would change these findings. RFA 2 does not alter the basis for the Council's prior findings regarding the Siting Standards and does not alter the Certificate Holder's ability to comply with the Site Certificate conditions. See Section 7.2.3.	PRE-TL-01 CON-TL-01 OPR-TL-01

1. For Site Certification Condition definitions, please see the Final Approved Site Certification: https://www.oregon.gov/energy/facilities-safety/facilities/Facilities%20library/2024-06-05-WREFEAMD1-First-Amended-Site-Certificate.pdf.

2. Oregon Legislative Assembly. 2021. Enrolled House Bill 2021 (HB 2021-C). https://olis.oregonlegislature.gov/liz/2021R1/Downloads/MeasureDocument/HB2021/Enrolled.

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7.1 Applicable Division 22 Standards

All Division 22 Standards were among the rules updated in April 2025 to migrate Council application information requirements from Division 21 to Divisions 22-24. As part of this update, requirements for all exhibits from OAR 345-021-0010 were moved to this rule. Due to the administrative nature of these changes, they do not impact the Council's previous determinations for any of the standards. Additionally, given the limited nature of the proposed changes, the Certificate Holder proposes that new exhibits (now included in Division 22) are not necessary for this RFA. See Table 3 for the list of applicable Division 22 Standards to the proposed amendment. Please note that the discussion of Materials Analysis, a component of several Division 22 standards, has been consolidated in Section 7.1.1 for clarity and to avoid repetition.

Table 3. Division 22 Standards Relevant to the Proposed Amendment

Standard	Relevant Section
OAR 345-022-0000 General Standard of Review	Section 7.1.2
OAR 345-022-0010 Organizational Expertise	Section 7.1.3
OAR 345-022-0020 Structural Standard	Section 7.1.4
OAR 345-022-0022 Soil Protection	Sections 7.1.1 and 7.1.5
OAR 345-022-0030 Land Use	Sections 7.1.1 and 7.1.6
OAR 345-022-0040 Protected Areas	Sections 7.1.1 and 7.1.7
OAR 345-022-0050 Retirement and Financial Assurance	Sections 7.1.1 and 7.1.8
OAR 345-022-0060 Fish and Wildlife Habitat	Section 7.1.9
OAR 345-022-0070 Threatened and Endangered Species	Section 7.1.10
OAR 345-022-0080 Scenic Resources	Section 7.1.11
OAR 345-022-0090 Historic, Cultural and Archaeological Resources	Section 7.1.12
OAR 345-022-0100 Recreation	Section 7.1.13
OAR 345-022-0110 Public Services	Sections 7.1.1 and 7.1.14
OAR 345-022-0115 Wildfire Prevention and Risk Management	Section 7.1.15
OAR 345-022-0120 Waste Minimization	Sections 7.1.1 and 7.1.16
OAR 345-022-0160 State and Local Laws and Regulations	Section 7.1.17

7.1.1 Materials Analysis

No analysis updates required since last approval/nonapplicable to this amendment request.

Note that this section is incorporated into several Division 22 Standards and thus the associated assessment is consolidated here.

The Certificate Holder provided information regarding construction and operations materials as well as management of hazardous/nonhazardous materials in Exhibit G of RFA 1 (January 2024);[4] note that a portion of the Facility (WREFE) is operational as of June 2025 and thus has completed preconstruction and construction compliance (including submission/approval of a construction and operations Spill Prevention Control and Countermeasure Plans, Health and Safety Plan, and Emergency Response Plan) of the relevant Site Certificate conditions and is undergoing operations compliance. Similar compliance submittals for WREFNE will be provided prior to construction of the facility or phase as applicable. In general, the proposed changes in RFA 2 will not change or increase the amount of materials, solid waste or wastewater generated by the Facility, and will not modify the procedures and practices used for handling these materials, both hazardous and nonhazardous. The respective certificate holders will continue to comply with Site Certificate conditions related to materials and waste management. Therefore, the Council can continue to rely on the existing materials analysis provided in Exhibit G of RFA1 (January 2024) as approved by the Council.[5]

7.1.2 General Standard of Review – OAR 345-022-0000

No analysis updates required since last approval/nonapplicable to this amendment request.

The Council has previously found that the Facility complies with the General Standard of Review under OAR 345-022-0000.[6] The OAR 345-022-0000 standard has not changed since RFA 1 was approved by the Council in June 2024. The information presented in the following sections demonstrates that RFA 2 does not change the Facility's ability to comply with the Council's siting standards, including OAR 345-022-0000. In this amendment request, the requirements of OAR 345-022-0000 are addressed in the findings, analysis, and conclusions discussed in the following Section 7.1, as previously determined in the Council's findings of fact and conclusions of law in the Final Order.

Under this standard, the Council previously adopted Site Certificate Conditions GEN-GS-01 through 13, and OPR-GS-01; note that a portion of the Facility (WREFE) is operational as of June 2025 and thus has completed preconstruction and construction compliance (including submission/approval of deliverables for compliance with the aforementioned conditions as applicable) of the relevant Site Certificate conditions and is undergoing operations compliance. Similar compliance submittals for WREFNE will be provided prior to construction as applicable. The Certificate Holder's need for this amendment is provided in Section 1.3 and is consistent with these factors previously identified

[4] https://www.oregon.gov/energy/facilities-safety/facilities/Facility%20Exhibits/WREFE/2024-01-30-WREFEAMD1-RFA1-Exhibit-G-Materials-Analysis.pdf
[5] Final Order on Request for Contested Case and Request for Amendment 1 for the Wheatridge Renewable Energy Facility East, June 2024
[6] Final Order on Request for Contested Case and Request for Amendment 1 for the Wheatridge Renewable Energy Facility East, June 2024, pp. 48

by the Council. The Certificate Holder does not propose to add any new conditions; rather, it proposes updates to the Site Certificate conditions as outlined in Section 6 (i.e., amendment of shared facilities), to reflect the changes proposed in this amendment request. The Certificate Holder does not propose changes to the balance of Site Certificate Conditions.

In addition, the sections below demonstrate that RFA 2 does not change the Facility's ability to comply with requirements of the siting statutes and standards adopted by the Council and imposed in the Site Certificate. This amendment request also demonstrates how the Facility complies with relevant Oregon statutes and administrative rules including those identified in the Final Order on RFA 1. Therefore, the Council may find that the Facility, as amended by RFA 2, will continue to comply with OAR 345-022-0000.

7.1.3 Organizational Expertise – OAR 345-022-0010

Updates required since last approval, see below for details.

7.1.3.1 Organizational Expertise – OAR 345-022-0050(1)-(4)

The Council has previously found that the Facility complies with the Organizational Expertise Standard under OAR 345-022-0010.[7] The Certificate Holder's information, including contact information, is included in Section 2. The Certificate Holder is a wholly-owned indirect subsidiary of NEER. The full name and address of NEER is provided in Section 2.

Third party permits have been obtained for construction of WREFE (now operational), and will be obtained for construction of WREFNE by the construction firm selected to building WREFNE. The Certificate Holder anticipates that these third-party permits may include permits for obtaining aggregate and other construction materials, transporting materials to the site, and other building-related permits that are typically obtained immediately prior to construction activities.

Currently, the Certificate Holder is Wheatridge East Wind, LLC and the Certificate Holder Owner is NEER. The Council previously found that the Certificate Holder and NEER have the ability to design, construct, operate, and retire the proposed Facility in a manner that protects public health and safety, subject to Site Certificate Conditions GEN-OE-01 through 4 and PRE-OE-01 through 7[8]; note that a portion of the Facility (WREFE) is operational as of June 2025 and thus has completed preconstruction and construction compliance (including submission/approval of deliverables for compliance with the aforementioned conditions as applicable) of the relevant Site Certificate conditions and is undergoing operations compliance. Similar compliance submittals for WREFNE will be provided prior to construction as applicable. The Certificate Holder proposes to add new conditions and update the Site Certificate conditions as outlined in Section 6, to reflect the changes proposed in this amendment request.

[7] Final Order on Request for Contested Case and Request for Amendment 1 for the Wheatridge Renewable Energy Facility East, June 2024, pp. 55
[8] Final Order on Request for Contested Case and Request for Amendment 1 for the Wheatridge Renewable Energy Facility East, June 2024, pp. 55

RFA 2 does not affect the Certificate Holder's organizational expertise. The Certificate Holder Owner (NEER) will retain ownership of each Site Certificate Holder and each Site Certificate Holder will remain subject to the requirements of the Site Certificate conditions applicable to the organizational expertise standard (see Table 2). Based upon compliance with these existing conditions, the Council can find that each Certificate Holder and Certificate Holder Owner has the ability to access resources or services provided by the third-party permit. Therefore, the Council may find that the Facility, as amended by RFA 2, will continue to comply with OAR 345-022-0010.

7.1.3.2 Applicant Information – OAR 345-022-0010(5)(a)(A)

See Section 2.0 and the following subsections.

7.1.3.3 Other Participants – OAR 345-022-0010(5)(a)(B)

No other participants are anticipated at this time, with the exception of potential third-party permits that have been obtained by the construction firm selected to build WREFE and potential third-party permits for build-out of WREFNE. These third-party permits include permits for obtaining aggregate and other construction materials, transporting materials to the site, and other building-related permits that are typically obtained immediately prior to construction activities. As confirmed through preconstruction Site Certificate compliance, these permits meet the facility standards adopted by the Council.

7.1.3.4 Other Affiliations – OAR 345-022-0010(5)(a)(C) through (G)

Wheatridge East Wind, LLC and Wheatridge Northeast Wind, LLC are wholly-owned, indirect subsidiaries of NEER. The full name and address of NEER is provided in Section 2.0.

7.1.3.5 Limited Liability Company Information – OAR 345-022- 0010(5)(a)(H)

The articles of incorporation and proof of registration to do business in Oregon for Wheatridge East Wind, LLC was provided as part of RFA 1 for WREFII (resubmitted in Attachments 3 and 4). The articles of incorporation and proof of registration to do business in Oregon for Wheatridge Northeast Wind, LLC are also provided in Attachments 3 and 4. The cover letter accompanying this amendment request serves as a written consent for filing this application.

7.1.3.6 Organizational Expertise – OAR 345-022-0010(5)(b)

The Council previously found the Certificate Holder Owner has demonstrated an ability to construct, operate, and retire the Facility in compliance with Council standards and conditions of the Site Certificate as reviewed during WWEF RFA 1[9], RFA 2[10], RFA 3[11], RFA 4[12], and RFA 5[13],

[9] Final Order on Request for Transfer for the Wheatridge Wind Energy Facility, July 2017
[10] Final Order Request for Amendment 2 to the Site Certificate for the Wheatridge Wind Energy Facility, December 2018
[11] Final Order on Request for Amendment 3 to the Site Certificate for the Wheatridge Wind Energy Facility, November 2018
[12] Final Order on Request for Amendment 4 to the Site Certificate for the Wheatridge Wind Energy Facility, November 2019
[13] Final Order on Request for Amendment 5 to the Site Certificate for the Wheatridge Wind Energy Facility, May 2020

WREFII RFA 1[14], and WREFE RFA 1[15]. The Certificate Holder is a wholly-owned, indirect subsidiary of NEER. NEER is headquartered in Juno Beach, Florida, and is the world's largest generator of wind[16] and solar renewable energy. NEER is a regionally diversified company with approximately 5,100 employees dedicated to the production of approximately 34,000 MW, from 189 facilities in 41 states and four Canadian provinces. With more than 10,000 wind turbines in its fleet, NEER's wind generation capacity totals more than 19,000 MW. NEER is also capable of generating more than 1,800 MW of electricity from natural gas facilities, operates three nuclear power plants with a capacity of more than 1,200 MW, and operates more than 8,000 MW of solar energy. It is estimated that nearly 95 percent of the electricity produced by NEER comes from clean or renewable sources. Along with its rate-regulated sister company, Florida Power and Light, NEER is a wholly-owned subsidiary of NextEra Energy, Inc. (NYSE NEE).

Within Oregon, NEER subsidiaries constructed, own, and operate 186 turbines, with a total peak generating capacity of 123 MW at the Stateline 1 and 2 wind energy facilities, and 42 turbines with a total peak generating capacity of 99 MW at the Vansycle II Wind Energy Facility. NEER subsidiaries also constructed a 300-MW wind farm in Morrow County, Oregon—the Wheatridge Renewable Energy Facility I and II—and the Wheatridge Renewable Energy Facility III, a solar facility that includes battery storage in Morrow County, Oregon. Wheatridge I is now owned by Portland General Electronic, but NEER subsidiaries continue to own and operate Wheatridge Renewable Energy Facility II and Wheatridge Renewable Energy Facility III. These projects were permitted through the Council. For all projects in Oregon, NEER has and continues to comply with preconstruction, construction, and operational requirements imposed by the Council. Through this relationship, the Certificate Holder's management team and the NEER family of companies have deep regional expertise, derived over years of successfully permitting and operating hundreds of MWs of wind energy projects in Oregon. NEER employees have deep local ties to the communities we operate in, and a solid history of understanding local economic development, permitting, environmental concerns and compliance with the various conditions stipulated within a Council Site Certificate. Wheatridge Northeast Wind, LLC will leverage the prior successful mitigation experience of its parent company (NEER) to successfully complete proposed mitigation. Examples of successfully completed mitigation (with Division 22 or 24 standards) include the following:

- Noise mitigation:
    - To minimize received sound levels and eliminate predicted exceedance conditions identified during modeling, NEER and their subsidiaries implemented noise mitigation on wind turbines (at WREFI, WREFII, WREFE, Stateline 1&2, and Vansycle II) by using low noise trailing edge (LTNE) technology. The necessary noise waivers were secured to achieve compliance with OAR 340-035-0035 at all noise-sensitive receptors prior to construction of WREFI, WREFII, and WREFE.

[14] Final Order on Request for Amendment 1 to the Site Certificate for the Wheatridge Renewable Energy Facility II, November 2020
[15] Final Order on Request for Contested Case and Request for Amendment 1 for the Wheatridge Renewable Energy Facility East, June 2024
[16] https://www.nexteraenergyresources.com/what-we-do/wind.html

During construction of WREFI, WREFII, WREFIII, WREFE, Stateline 1&2, and Vansycle II, the following mitigation measures were considered and incorporated into the contract specifications, as necessary and appropriate, to minimize Facility noise levels to the extent practicable:

- Construction site and access road speed limits were established and enforced during the construction period.
- Electrically-powered equipment was used instead of pneumatic or internal combustion powered equipment, where feasible.
- Material stockpiles and mobile equipment staging, parking, and maintenance areas were located as far as practicable from noise sensitive receptors.
- The use of noise-producing signals, including horns, whistles, alarms, and bells, were used for safety warning purposes only.
- All noise-producing construction equipment and vehicles using internal combustion engines were equipped with mufflers, air-inlet silencers where appropriate, and any other shrouds, shields, or other noise-reducing features in good operating condition that meet or exceed original factory specification. Mobile or fixed "package" equipment (e.g., arc-welders, air compressors) were equipped with shrouds and noise control features that are readily available for that type of equipment.
- All construction noise complaints were logged within 48 hours of issuance.
- Final transformer specifications and noise warranty data were reviewed by an acoustician to ensure compliance with OAR 340-035-0035.

- Habitat Mitigation:
  - NEER and their subsidiaries have developed several habitat mitigation areas associated with EFSC-permitted renewable energy developments in Oregon. NEER has worked with private landowners and ODFW where they implement the requirements of each facility's Habitat Mitigation Plan (HMP) in accordance with ODFW's Fish and Wildlife Habitat Mitigation Policy (OAR 635-415-0025). NEER has developed individual HMPs for WREFII, WREFIII, WREFE, Stateline 1&2, and Vansycle II. The HMPs established habitat mitigation areas via conservation easements on private lands where habitat preservation and habitat enhancement actions have been performed. Habitat enhancement actions include, but are not limited to, control of noxious weeds and non-desirable vegetation, seeding and establishment of native grasses, planting of sagebrush and other shrub species, installation of artificial nest platforms for raptors, installation of wildlife guzzlers to provide water sources in arid landscapes, and improvement of big game winter ranges.

- Farmland Impact Mitigation:
    - NEER and Wagon Trail Energy Center, LLC developed and will implement a $500,500 agricultural mitigation fund for Oregon State's Agricultural Research Program ($170,500 earmarked to fund purchasing of a plot drill, stationary thrasher, small Case-IH tractor needed to expand research program evaluating alternative dryland farming methods) and Morrow County Grain Growers ($330,000 earmarked to fund improvements to the North Lexington Grain Elevator, which would then increase efficiencies in grain offloading during harvest season) as part of the approved Wagon Trail Solar Project.

There have been two recorded citations received by the certificate holders for the above-mentioned Oregon projects; otherwise, no other citations or North American Energy Reliability Corporation violations have been received by the Certificate Holders.

1. In 2023, Vansycle II, LLC received an Oregon Department of Environmental Quality's (ODEQ) Pre-Enforcement Notice 2023-PEN-7580 for the Vansycle II Wind Repower Project (issued March 20, 2023). That notice has since been resolved. The status of that Pre-Enforcement Notice is summarized below:
    - Transfer of operational control was undertaken to ensure the issues were being addressed properly.
    - Corrective actions were undertaken site-wide, returning the site to a compliant state in terms of both erosion and sediment control and also reporting/recordkeeping.
    - Comprehensive documentation of site status and corrective actions to ODEQ and ODOE.
    - ODEQ issued a Non-Prosecution Letter confirming that no formal enforcement action would be taken on April 1, 2024.
    - ODEQ approval of termination of the 1200-C NPDES stormwater permit on June 14, 2024.
    - ODOE provided confirmation of their acceptance of ODEQ's issuance of a termination letter as a resolution to the non-compliance issues on July 17, 2024.
2. In 2025, Wheatridge Solar Energy Center, LLC, an operating facility, received an ODEQ Pre-Enforcement Notice 2025-PEN-9727 for the Wheatridge Renewable Energy Facility III (issued on January 8, 2025). The status of that Pre-Enforcement Notice is summarized below:
    - Required visual monitoring inspections, record-keeping, ESCP redlines, and agency reporting have been completed and are ongoing in accordance with Schedule A 4.9.
    - Implementation of corrective actions and best management practices has been implemented site-wide, beginning with highest priority areas, to return the site to a compliant state. Controls have been installed including compacting berms and

maintaining berm height, consistent with the approved ESCP and the 1200-C BMP manual.

- Development and implementation of a Site-Specific Stabilization Plan, incorporating perimeter and source control measures, soil stabilization, seeding, weed control, and monitoring. Areas remaining undisturbed for more than 14 days are being stabilized with temporary or permanent erosion controls. Installed erosion controls are being maintained.
- Documentation of site status and corrective actions to ODEQ and ODOE.
- On November 3, 2025, Wheatridge Solar Energy Center, LLC received an ODEQ Expedited Enforcement Offer WQ-SW-ER-2025-507 to settle the alleged violations listed in the above-mentioned Pre-Enforcement Notice for $4,800. Wheatridge Solar Energy Center, LLC submitted the settlement payment to ODEQ on November 12, 2025, and on November 14, 2025, ODEQ confirmed the case is closed. No corrective actions were listed in the Expedited Enforcement Offer.

At the Facility, the Certificate Holder has committed to the following measures in order to ensure that similar erosion and sediment control issues will not occur:

- Additional subject matter experts;
- Assurances that correct measures will be taken to avoid prohibited discharges;
- Assurances that the ESCP will be correctly implemented and updated as needed;
- Assurances that full and transparent monitoring and recordkeeping will occur; and,
- Assurances that prompt reporting of any violations will occur.

Aside from the aforementioned recorded citations, there are no circumstances that would alter the basis for the Council's earlier findings regarding NEER's organizational expertise. Therefore, Council may rely on its previous findings that NEER continues to have the organizational expertise to construct, operate, and retire the Facility in compliance with Council standards and Site Certificate conditions.

7.1.3.7 Required Permits – OAR 345-022-0010(5)(c)

The upfront Division 27 document of RFA 1 (January 2024) identified the federal, state, and local government permits related to the siting of the Facility, which were incorporated into Site Certificate conditions as necessary; note that a portion of the Facility (WREFE) is operational as of June 2025 and thus has completed preconstruction and construction compliance (including relevant permits such as the NPDES 1200-C permit, FAA permits, Oregon Department of Aviation Determination/Airspace Review, ODEQ Air Quality Permits, Oregon Department of Transportation Site Approach/Access Management Permits, Morrow County Conditional Use Permit, Morrow County Approach and Right-of-Way Permits, Morrow County Zoning Permits, Morrow County Road Use Agreement, City of Boardman Building and Electrical Permits, Removal Fill Permit, and Water Purchase Agreements/Authorizations) of the relevant Site Certificate conditions and is undergoing

operations compliance. Similar compliance submittals for WREFNE will be provided prior to construction as applicable. The proposed changes do not require any new permits, nor any new Site Certificate conditions for permits, which were not previously considered by the Council. Where applicable, each new Certificate Holder will obtain the necessary permit(s) for each respective project (specifically during preconstruction compliance for WREFNE), and permits will not be shared between the proposed/respective projects.

7.1.4 Structural Standard – OAR 345-022-0020

No analysis updates required since last approval/nonapplicable to this amendment request.

The Council previously found that the Facility complies with the Structural Standard under OAR 345-022-0020.[17] The Structural Standard generally requires the Council to evaluate whether the Certificate Holder has adequately characterized the potential seismic, geological, and soil hazards within the Site Boundary, and that the Certificate Holder can design, engineer, and construct the Facility to avoid dangers to human safety and the environment from these hazards. The proposed division of the Facility into WREFNE and WREFE does not alter the approved infrastructure or configuration (and in turn structural changes) of the Facility.

The Certificate Holder provided information regarding the seismic characteristics within the Site Boundary, as well as an assessment of seismic and geologic hazards and other requirements of the Structural Standard in Exhibit H of RFA 1 (January 2024);[18] note that a portion of the Facility (WREFE) is operational as of June 2025 and thus has completed preconstruction and construction compliance (including submission/approval of the final design site plan including setbacks, relevant geotechnical investigations/reporting and DOGAMI consultation, Emergency Response Plan, and Health and Safety Plan) of the relevant Site Certificate conditions and is undergoing operations compliance. Similar compliance submittals for WREFNE will be provided prior to construction as applicable, *including an updated geotechnical investigation based on final design/current site conditions*. There are no changes to the seismic hazards that affect the conclusions documented in RFA 1 (January 2024; DOGAMI 2021, DOGAMI 2026, FEMA 2026, USGS 2022, USGS 2023, USGS 2026).

The proposed change does not affect the Certificate Holder's ability to design, engineer, and construct the Facility to avoid dangers to human safety and the environment that are presented by seismic hazards affecting the Site Boundary. Best management practices will continue to be implemented for the facilities, as proposed, as required through the relevant Site Certificate Conditions. The Council previously adopted Site Certificate Conditions GEN-SS-01 and PRE-SS-01 through 4 to address the potential for seismic and non-seismic geologic hazards at the Facility; all conditions or portions of the conditions are applicable to one or both facilities as proposed (as listed in Table 2). The proposed split of the Facility does not change the Facility's compliance with

[17] Final Order on Request for Contested Case and Request for Amendment 1 for the Wheatridge Renewable Energy Facility East, June 2024, pp. 64

[18] https://www.oregon.gov/energy/facilities-safety/facilities/Facility%20Exhibits/WREFE/2024-01-30-WREFEAMD1-RFA1-Exhibit-H-Geologic-and-Soil-Stability.pdf

OAR 345-022-0020 or any structural conditions (see Table 2) in the Site Certificate. RFA 2 does not seek to enlarge the existing Site Boundary, micrositing corridor, or physical components of the Facility, and there is no change to the previously approved facilities from what was originally authorized for the Facility. RFA 2 seeks to divide the Facility into two separate facilities within the approved Site Boundary. Therefore, the Council may find that the Facility, as amended by RFA 2, will continue to comply with OAR 345-022-0020.

7.1.5 Soil Protection – OAR 345-022-0022

No analysis updates required since last approval/nonapplicable to this amendment request.

The Council previously found that the Facility complies with the Soil Protection Standard under OAR 345-022-0022.[19] The Soil Protection Standard requires the Council to find that, after taking mitigation into account, the design, construction, and operation of a facility will not likely result in a significant adverse impact to soils. The proposed division of the Facility into WREFNE and WREFE does not alter the approved infrastructure or configuration (and in turn soil disturbance impacts) of the Facility.

The Certificate Holder provided information regarding erosion control and soil protection measures within the Site Boundary, as well as an assessment soil types and other requirements of the Soil Protection Standard in Exhibit I of RFA 1 (January 2024);[20] note that a portion of the Facility (WREFE) is operational as of June 2025 and thus has completed preconstruction and construction compliance (including submission/approval of a final design site plan, Construction Spill Control and Countermeasure Plan, NPDES 1200-C Permit, and associated ESCP) of the relevant Site Certificate conditions and is undergoing operations compliance. Similar compliance submittals for WREFNE will be provided prior to construction as applicable, *including an updated site plan and permits based on final design/current site conditions.* There are no changes to the soil conditions that affect the conclusions documented in RFA 1 (January 2024; NRCS 2026).

The proposed change does not affect the Certificate Holder's ability to design, construct, and operate the Facility to prevent impacts to soils within the Site Boundary. Best management practices will continue to be implemented for the facilities, as proposed, as required through the relevant Site Certificate Conditions. The Council previously adopted Site Certificate Conditions PRE-SP-01 through 2, CON-SP-01, PRO-SP-01, and OPR-SP-01 to address soil protection measures at the Facility; all conditions or portions of the conditions are applicable to one or both facilities as proposed (as listed in Table 2). The proposed split of the Facility does not change the Facility's compliance with OAR 345-022-0022 or any soil protection conditions (see Table 2) in the Site Certificate. RFA 2 does not seek to enlarge the existing Site Boundary, micrositing corridor, or physical components of the Facility, and there is no change to the previously approved facilities from what was originally authorized for the Facility. RFA 2 seeks to divide the Facility into two

[19] Final Order on Request for Contested Case and Request for Amendment 1 for the Wheatridge Renewable Energy Facility East, June 2024, pp. 75

[20] https://www.oregon.gov/energy/facilities-safety/facilities/Facility%20Exhibits/WREFE/2024-01-30-WREFEAMD1-RFA1-Exhibit-I-Soil-Conditions.pdf

separate facilities within the approved Site Boundary. Therefore, the Council may find that the Facility, as amended by RFA 2, will continue to comply with OAR 345-022-0022.

7.1.6 Land Use – OAR 345-022-0030

No analysis updates required since last approval/nonapplicable to this amendment request.

The Council previously found that the Facility complies with the Land Use Standard under OAR 345-022-0030.[21] The Land Use Standard requires the Council to find that the proposed facility complies with the statewide planning goals adopted by the Land Conservation and Development Commission. The Certificate Holder provided information regarding land use and measures within and applicable to the analysis area (i.e., 0.5 miles), as well as an assessment of relevant county ordinances and comprehensive plans and other requirements of the Land Use Standard in Exhibit K of RFA 1 (January 2024).[22] The proposed division of the Facility into WREFNE and WREFE does not change authorized land uses, alter the approved infrastructure, or configuration of the Facility. There have been no changes to the Umatilla County Development Code and Umatilla County Comprehensive Plan (applicable to WREFNE) since approval of the RFA 1 (June 2024) that would affect the Council's previous findings of compliance with the Land Use Standard (i.e., no substantive changes). Megan Davchevski with the Umatilla County Planning Department provided correspondence via email on January 27, 2026 outlining that the Certificate Holder will need to ensure that they obtain the associated Umatilla County permitting prior to construction of WREFNE (see below and Attachment 5). Additionally, there have been no changes to the Morrow County Zoning Ordinance and Morrow County Comprehensive Plan (applicable both to WREFE and WREFNE) since approval of the RFA 1 (June 2024) that would affect the Council's previous findings of compliance with the Land Use Standard (i.e., no substantive changes). Tamra Mabbott with the Morrow County Planning Department provided further confirmation via email on January 27, 2026 (Attachment 5). Note that WREFE is currently operational, and with that Morrow County approved a Conditional Use Permit (in compliance with all relevant County code) during preconstruction compliance for all portions of WREFE within Morrow County. Pursuant to MCOZ Article 6, a Conditional Use Permit amendment is not required for the proposed changes. The Certificate Holder will also pursue a Conditional Use Permit with Umatilla County (as well as additional compliance submittals, see below) prior to construction of WREFNE (see Attachment 5). The Facility shall continue to comply with all substantive criteria and remain consistent with applicable statewide planning goals, thus no exception to statewide planning goals will be necessary.

The proposed change does not affect the Certificate Holder's ability to adhere to the Land Use Standard. Best management practices will continue to be implemented for the facilities, as proposed, as required through the relevant Site Certificate Conditions. The Council previously adopted Site Certificate Conditions GEN-LU-01 through 10, PRE-LU-01 through 10, CON-LU-01

[21] Final Order on Request for Contested Case and Request for Amendment 1 for the Wheatridge Renewable Energy Facility East, June 2024, pp. 133

[22] https://www.oregon.gov/energy/facilities-safety/facilities/Facility%20Exhibits/WREFE/2024-01-30-WREFEAMD1-RFA1-Exhibit-K-Land-Use.pdf

through 3, and OPR-LU-01 through 6 to address land use protection measures at the Facility; all conditions or portions of the conditions are applicable to one or both facilities as proposed (as listed in Table 2); note that a portion of the Facility (WREFE) is operational as of June 2025 and thus has completed preconstruction and construction compliance (including submission/approval of a final design site plan including setbacks, Morrow County conditional use, zoning, building, electrical, road approach, and utility permits, paint samples, Revegetation Plan, Noxious Weed Control Plan, Covenant Not to Sue, and landowner engagement logs and correspondence records) of the relevant Site Certificate conditions and is undergoing operations compliance. Similar compliance submittals for WREFNE will be provided prior to construction as applicable. One amendment is proposed, to Site Certificate Condition PRE-LU-03 to allow for micrositing flexibility of WREFNE (i.e., adding a defined area for noxious weed control; see Section 6 and Attachment 2 for further detail).The proposed split of the Facility does not change the Facility's compliance with OAR 345-022-0030. RFA 2 does not seek to enlarge the existing Site Boundary, micrositing corridor, or physical components of the Facility, and there is no change to the previously approved facilities from what was originally authorized for the Facility. RFA 2 seeks to divide the Facility into two separate facilities within the approved Site Boundary. Therefore, the Council may find that the Facility, as amended by RFA 2, will continue to comply with the Land Use Standard.

7.1.7 Protected Areas – OAR 345-022-0040

No analysis updates required since last approval/nonapplicable to this amendment request.

The Council previously found that the Facility complies with the Protected Areas Standard under OAR 345-022-0040.[23] The Protected Areas standard requires the Council to find that, taking into account mitigation, the design, construction, and operation of a facility are not likely to result in significant adverse impacts to any protected area as defined by OAR 345-001-0010. OAR 345-022-0040 was amended in December 2022. The definition of "protected area," which was formerly located in OAR 345-022-0040, was replaced and amended in OAR 345-001-0010. The amendment in OAR 345-001-0010 includes updating the categories of protected areas, removing specific area references and replacing them with references to authorizing law or statute for designation; expanding the list to include Wilderness Study Areas, Special Interest Areas, and special resource management areas administered by a Federal Agency other than the Bureau of Land Management; and additional editorial changes for clarity and consistency.

The Certificate Holder provided information regarding protected areas within the analysis area (i.e., 20 miles, per OAR 345-001-0010(35)(e)), as well as an assessment of noise, traffic, water use/wastewater, and visual impacts and other requirements of the Protected Areas Standard in Exhibit L of RFA 1 (January 2024).[24] The proposed division of the Facility into WREFNE and WREFE does not change protected area impacts, alter the approved infrastructure, or configuration of the

[23] Final Order on Request for Contested Case and Request for Amendment 1 for the Wheatridge Renewable Energy Facility East, June 2024, pp. 145

[24] https://www.oregon.gov/energy/facilities-safety/facilities/Facility%20Exhibits/WREFE/2024-01-30-WREFEAMD1-RFA1-Exhibit-L-Protected-Areas.pdf

Facility. The Council previously found that the Facility will not result in significant adverse impacts for any protected area. There are 15 defined protected areas within the analysis area (i.e., within 20 miles of proposed WREFE and WREFNE Site Boundaries; provided separately as an Excel table). No new protected areas have been added within the analysis area since RFA 1 approval (June 2024; BLM 2026a, BLM 2026b, BLM 2026c, BLM 2026d, BLM 2026e, Google Earth 2024, NOAA 2026, NPS 2026a, NPS 2026b, National Wild and Scenic River System 2026, ODFW 2026a, ODFW 2026b, OPRD 2020, OPRD 2026a, OPRD 2026b, OPRD 2026c, OPRD 2026d, OSU 2026a, OSU 2026b, USFS 2026a, USFS 2026b, USFS 2026c, USFWS 2026a, USFWS 2026b, USGS 2024, Wilderness Connect 2026).[25]

The proposed change does not affect the Certificate Holder's ability to adhere to the Protected Areas Standard. Best management practices will continue to be implemented for the facilities, as proposed, as required through the relevant Site Certificate Conditions. There are no previously imposed Council Site Certificate Conditions for the Protected Areas Standard; note that a portion of the Facility (WREFE) is operational as of June 2025 and thus has completed preconstruction and construction compliance (including submission/approval of a final design site plan including setbacks, relevant noise analyses with sound levels, Traffic Management Plan and associated County correspondence, road-related permits and agreements, stormwater and water sources/permits, NPDES 1200-C Permit, ESCP, and paint samples) of the relevant Site Certificate conditions and is undergoing operations compliance. Similar compliance submittals for WREFNE will be provided prior to construction as applicable. The proposed split of the Facility does not change the Facility's compliance with OAR 345-022-0040. RFA 2 does not seek to enlarge the existing Site Boundary, micrositing corridor, or physical components of the Facility, and there is no change to the previously approved facilities from what was originally authorized for the Facility. RFA 2 seeks to divide the Facility into two separate facilities within the approved Site Boundary. Therefore, the Council may find that the Facility, as amended by RFA 2, will continue to comply with the Protected Areas Standard.

7.1.8 Retirement and Financial Assurance – OAR 345-022-0050

Updates required since last approval, see below for details.

7.1.8.1 Retirement and Site Restoration – OAR 345-022-0050(1) and (2)

The Council previously found that the Facility complies with the Retirement and Financial Assurance Standard under OAR 345-022-0050.[26] The Retirement and Financial Assurance Standard requires the Council to find that, taking into account mitigation, the site can be restored to a useful, non-hazardous condition following permanent cessation of construction or operation of the Facility, and the Certificate Holder has a reasonable likelihood of obtaining a bond or letter of credit

[25] Note that the Boardman Grasslands Managed Area was found to not qualify as a protected area under the OAR 345-001-0010(26)(L) definition; the site is privately owned by Threemile Canyon Farms and has not been officially certified as an Oregon Registered Natural Area. The Oregon Parks and Recreation Department plans to update the latest version of the Oregon Natural Area Plan and associated database to reflect these findings (sourced from confidential client communication, January 2024).

[26] Final Order on Request for Contested Case and Request for Amendment 1 for the Wheatridge Renewable Energy Facility East, June 2024, pp. 154

in a form and amount satisfactory to the Council. The Certificate Holder provided information regarding retirement and financial assurances applicable to the Site Boundary, as well as an assessment of retirement costs and other requirements of the Retirement and Financial Assurance Standard in Exhibit X of RFA 1 (January 2024). The proposed division of the Facility into WREFNE and WREFE does not alter the approved infrastructure or configuration (and in turn retirement costs) of the Facility; Prior to beginning construction of WREFE, the Certificate Holder provided a cost estimate and bond in an amount equal to the net costs of the Facility retirement, calculated for final design and in an amount that was approved by ODOE (i.e., $17.947 million [second quarter 2024 dollars]). The Certificate Holder has provided a separate cost estimate for WREFNE (see Attachment 6; $11,255,002.66 first quarter 2026 dollars) and shall, in turn, submit an updated retirement cost estimate and bond or letter of credit for WREFNE prior to construction of WREFNE according to condition PRE-RF-01 and PRE-RF-02. The Certificate Holder Owner shall remain the same.

The proposed change does not affect the Certificate Holder's ability to adhere to the Retirement and Financial Assurance Standard. Best management practices will continue to be implemented for the facilities, as proposed, as required through the relevant Site Certificate Conditions. The Council previously adopted Site Certificate Conditions GEN-RF-01, PRE-RF-01 and 2, OPR-RF-01, and RET-RF-01 and 2 to address retirement and financial assurance measures at the Facility; all conditions or portions of the conditions are applicable to one or both facilities as proposed (as listed in Table 2); note that a portion of the Facility (WREFE) is operational as of June 2025 and thus has completed preconstruction and construction compliance (including submission/approval of a final design site plan, retirement estimate and bond) of the relevant Site Certificate conditions and is undergoing operations compliance. Similar compliance submittals for WREFNE will be provided prior to construction as applicable. One amendment is proposed, to Site Certificate Condition PRE-RF-02 to reflect the updated decommissioning costs for both WREFE and WREFNE (see Section 6 and Attachments 1 and 2 for further detail). The proposed split of the Facility does not change the Facility's compliance with OAR 345-022-0050. RFA 2 does not seek to enlarge the existing Site Boundary, micrositing corridor, or physical components of the Facility, and there is no change to the previously approved facilities from what was originally authorized for the Facility. RFA 2 seeks to divide the Facility into two separate facilities within the approved Site Boundary. Therefore, the Council may find that the Facility, as amended by RFA 2, will continue to comply with the Retirement and Financial Assurance Standard.

7.1.8.2 Financial Capability – OAR 345-022-0050(3) and (4)

The opinion of NEER's legal counsel for Wheatridge East Wind, LLC was provided as part of RFA 1 for WREFE (resubmitted in Attachment 7). Attachment 7 also includes the opinion from NEER's legal counsel, indicating that Wheatridge Northeast Wind, LLC has the legal authority to construct and operate WREFNE without violating its articles of incorporation or similar agreements.

Prior to beginning construction of WREFE, the Certificate Holder provided a bond in an amount equal to the net costs of the Facility retirement, calculated for final design and in an amount that was approved by ODOE (i.e., $17.947 million [second quarter 2024 dollars]). The bond ensures that

adequate funds exist for the retirement of the facilities constructed and for restoration of the site to a useful, non-hazardous condition. The bond will be adjusted annually for inflation according to the Gross Domestic Product Implicit Price Deflator Index. Similarly, a bond or letter of credit for WREFNE will be provided prior to construction of WREFNE according to condition PRE-RF-01 and PRE-RF-02.

The Council previously found that the Certificate Holder has a reasonable likelihood of obtaining a bond or letter of credit in an amount necessary to retire and restore the Facility, originally calculated at $28.4 million (fourth-quarter 2023 dollars)[27]. The Certificate Holder also obtained a letter from a financial institution (see RFA 1, Attachment M-2; resubmitted as Attachment 8) demonstrating that it has a reasonable likelihood to obtain one or more bonds in an amount equal to or greater than the cost of Facility retirement and restoration. Attachment 8 also includes a prequalification letter for Wheatridge Northeast Wind, LLC. As noted above, a bond for WREFE has been provided as part of preconstruction compliance with conditions PRE-RF-01 and PRE-RF-02, and a bond will be provided during preconstruction of WREFNE.

7.1.9 Fish and Wildlife Habitat – OAR 345-022-0060

No analysis updates required since last approval/nonapplicable to this amendment request.

The Council previously found that the Facility complies with the Fish and Wildlife Habitat Standard under OAR 345-022-0060.[28] The Fish and Wildlife Habitat Standard requires the Council to find that the design, construction, and operation of the facility, taking into account mitigation, are consistent with ODFW's habitat mitigation goals and standards, as set forth in OAR 635-415-0025. This rule creates requirements for mitigating impacts to fish and wildlife habitat, based on the functional quantity and quality of the habitat impacted, as well as the nature, extent, and duration of the impact. The Certificate Holder provided information regarding fish and wildlife habitat (and relevant survey reports) within and applicable to the analysis area (i.e., 0.5 miles), mitigation plans, as well as an assessment of habitat impacts and other requirements of the Fish and Wildlife Habitat Standard in Exhibit P of RFA 1 (January 2024).[29] The proposed division of the Facility into WREFNE and WREFE does not change fish and wildlife habitat impacts due to no alteration of the approved infrastructure or configuration of the Facility; Approval of the amendment would not result in any impacts to fish and wildlife habitat that have not previously been addressed by the Council. There have been no changes to fish and wildlife habitat within the analysis area since RFA 1 approval (June 2024); The entire Facility Site Boundary has been surveyed for fish and wildlife

[27] Final Order on Request for Contested Case and Request for Amendment 1 for the Wheatridge Renewable Energy Facility East, June 2024, pp. 152
[28] Final Order on Request for Contested Case and Request for Amendment 1 for the Wheatridge Renewable Energy Facility East, June 2024, pp. 189-190
[29] https://www.oregon.gov/energy/facilities-safety/facilities/Facility%20Exhibits/WREFE/2024-01-30-WREFEAMD1-RFA1-Exhibit-P-Fish-and-Wildlife-small.pdf

habitat (per survey reports provided/approved in Exhibit P of RFA 1[30] and during preconstruction compliance of WREFE) and the proposed changes would not affect the Council's previous findings of compliance with the Fish and Wildlife Habitat Standard. The Certificate Holder will provide similar compliance submittals (see below) as applicable prior to construction of WREFNE. Relevant fish and wildlife habitat-related mitigation plans that were or are currently being enforced during construction/operation of WREFE and *will be updated according to final design/current site conditions* during preconstruction compliance for WREFNE include the HMP[31], Revegetation Plan, and Noxious Weed Control Plan. *Draft* WREFNE Mitigation Plans are included in Attachment 9.

The proposed change does not affect the Certificate Holder's ability to adhere to the Fish and Wildlife Habitat Standard. Best management practices will continue to be implemented for the facilities, as proposed, as required through the relevant Site Certificate Conditions. The Council previously adopted Site Certificate Conditions GEN-FW-01 and 2, PRE-FW-01 through 5, and CON-FW-01 through 4 to address fish and wildlife habitat protection measures at the Facility; all conditions or portions of the conditions are applicable to one or both facilities as proposed (as listed in Table 2); note that a portion of the Facility (WREFE) is operational as of June 2025 and thus has completed preconstruction and construction compliance (including submission/approval of a final design site plan with environmental constraints/setbacks as applicable, Worker Environmental Awareness Program and associated training records, raptor survey reports, HMP, Revegetation Plan, and Noxious Weed Control Plan) of the relevant Site Certificate conditions and is undergoing operations compliance. Similar compliance submittals for WREFNE will be provided prior to construction as applicable. The proposed split of the Facility does not change the Facility's compliance with OAR 345-022-0060. RFA 2 does not seek to enlarge the existing Site Boundary, micrositing corridor, or physical components of the Facility, and there is no change to the previously approved facilities from what was originally authorized for the Facility. RFA 2 seeks to divide the Facility into two separate facilities within the approved Site Boundary. Therefore, the Council may find that the Facility, as amended by RFA 2, will continue to comply with the Fish and Wildlife Habitat Standard.

7.1.10 Threatened and Endangered Species – OAR 345-022-0070

No analysis updates required since last approval/nonapplicable to this amendment request.

The Council previously found that the Facility complies with the Threatened and Endangered Species Standard under OAR 345-022-0070.[32] The Threatened and Endangered Species Standard requires the Council, after consultation with appropriate state agencies, to ensure the design,

[30] https://www.oregon.gov/energy/facilities-safety/facilities/Facility%20Exhibits/WREFE/2024-01-30-WREFEAMD1-RFA1-Exhibit-P-Fish-and-Wildlife-small.pdf (Attachment P-1, pp. 97-455 [SOME PORTIONS CONSIDERED CONFIDENTIAL, SUBMITTED UNDER SEPARATE COVER])

[31] *Note that the Draft HMP includes current temporary and permanent impact acreages for WREFNE as reviewed/approved, which will be updated according to final design/current site conditions during preconstruction compliance.*

[32] Final Order on Request for Contested Case and Request for Amendment 1 for the Wheatridge Renewable Energy Facility East, June 2024, pp. 200

construction, and operation of the proposed facility, taking into account mitigation, will not cause a significant reduction in the likelihood of survival or recovery of Oregon Department of Agriculture or ODFW-listed species. The Certificate Holder provided information regarding threatened and endangered species (and relevant survey reports) within and applicable to the analysis area (i.e., 5 miles), as well as an assessment of species impacts and other requirements of the Threatened and Endangered Species Standard in Exhibit Q of RFA 1 (January 2024).[33] The proposed division of the Facility into WREFNE and WREFE does not change threatened and endangered species impacts due to no alteration of the approved infrastructure or configuration of the Facility; The Council previously found that the Facility will not result in significant adverse impacts to Oregon Department of Agriculture or ODFW-listed species. The Certificate Holder reviewed updated threatened and endangered species lists from ODFW and ODA and there have been no changes to the threatened and endangered species expected to occur within the analysis area since RFA 1 approval (June 2024); The entire Facility Site Boundary has been surveyed for threatened and endangered species (per survey reports provided/approved in Exhibit P of RFA 1[34] and during preconstruction compliance of WREFE) and the proposed changes would not affect the Council's previous findings of compliance with the Threatened and Endangered Species Standard. The Certificate Holder will provide similar compliance submittals (see below) as applicable prior to construction of WREFNE.

The proposed change does not affect the Certificate Holder's ability to adhere to the Threatened and Endangered Species Standard. Best management practices will continue to be implemented for the facilities, as proposed, as required through the relevant Site Certificate Conditions. The Council previously adopted Site Certificate Conditions PRE-TE-01 through 4 to address threatened and endangered species protection measures at the Facility; all conditions or portions of the conditions are applicable to one or both facilities as proposed (as listed in Table 2); note that a portion of the Facility (WREFE) is operational as of June 2025 and thus has completed preconstruction and construction compliance (including submission/approval of a final design site plan with environmental constraints/setbacks as applicable, Worker Environmental Awareness Program and associated training records, Washington ground squirrel survey reports, botanical survey reports, Lawrence's milkvetch memorandum and Mitigation Plan) of the relevant Site Certificate conditions and is undergoing operations compliance. Similar compliance submittals for WREFNE will be provided prior to construction as applicable. One amendment is proposed, to Site Certificate Condition PRE-TE-04 to allow for micrositing flexibility and resource protection of WREFNE (i.e., requiring consultation with ODOE for impact changes to Lawrence's milkvetch habitat; see Section 6 and Attachment 2 for further detail). The proposed split of the Facility does not change the Facility's compliance with OAR 345-022-0070. RFA 2 does not seek to enlarge the existing Site Boundary, micrositing corridor, or physical components of the Facility, and there is no change to

[33] https://www.oregon.gov/energy/facilities-safety/facilities/Facility%20Exhibits/WREFE/2024-01-30-WREFEAMD1-RFA1-Exhibit-Q-TE-Species.pdf

[34] https://www.oregon.gov/energy/facilities-safety/facilities/Facility%20Exhibits/WREFE/2024-01-30-WREFEAMD1-RFA1-Exhibit-P-Fish-and-Wildlife-small.pdf (Attachment P-1, pp. 97-455 [SOME PORTIONS CONSIDERED CONFIDENTIAL, SUBMITTED UNDER SEPARATE COVER])

the previously approved facilities from what was originally authorized for the Facility. RFA 2 seeks to divide the Facility into two separate facilities within the approved Site Boundary. Therefore, the Council may find that the Facility, as amended by RFA 2, will continue to comply with the Threatened and Endangered Species Standard.

7.1.11 Scenic Resources – OAR 345-022-0080

Updates required since last approval, see below for details.

The Council previously found that the Facility complies with the Scenic Resources Standard under OAR 345-022-0080.[35] The Scenic Resource Standard requires the Council to determine that the design, construction, and operation of the proposed Facility will not have a "significant adverse impact" to any significant or important scenic resources in the analysis area. OAR 345-022-0080 was amended in December 2022, with the following changes: removal of a reference to the analysis area, addition of scenic resources identified as significant or important under state or multi-jurisdictional land management plans, and additional editorial changes for clarity and consistency.

The Certificate Holder provided information regarding scenic resources and relevant management plans within and applicable to the analysis area (i.e., 10 miles, per OAR 345-001-0010(35)(b)), as well as an assessment of visual impacts and other requirements of the Scenic Resources Standard in Exhibit R of RFA 1 (January 2024). The proposed division of the Facility into WREFNE and WREFE does not change scenic resource impacts, alter the approved infrastructure, or configuration of the Facility; The Council previously found that the Facility will not result in significant adverse impacts for any significant or important scenic resource. There is one defined important scenic resource and 14 land management plans applicable to the analysis area (i.e., within 10 miles of the proposed WREFE and WREFNE Site Boundaries)[36]; no new (i.e., non-preexisting and/or evaluated) important scenic resources or land management plans have been added within the analysis area since RFA 1 approval (June 2024). Some plans have been updated since RFA 1; however, none of the plan amendments have changed, added, or removed scenic resources that were deemed as important or significant (see Table 4). Accordingly, no new resources are identified or discussed as a result of this amendment request.

[35] Final Order on Request for Contested Case and Request for Amendment 1 for the Wheatridge Renewable Energy Facility East, June 2024, pp. 205

[36] Note that ONHT high-potential sites and segments were deemed by ODOE to not qualify as scenic resources for the recently reviewed Leaning Juniper II B Wind Power Facility (Final Order on Request for Site Certificate Amendment 3 for Leaning Juniper IIB Wind Power Facility, July 2025), therefore, it is proposed that the previously identified ONHT high-potential sites and segments no longer be considered scenic resources for the purposes of this and future Facility amendments (as applicable).

Table 4. Scenic Resources Review

Applicable Land Use Management Plan	Reference	Scenic Resource in Analysis Area	Updates to Plan since RFA1?
City of Lexington - Comprehensive Plan[37]	City of Lexington 1979	N/A	No (*incorrectly reported as 2015 in RFA1*)
City of Heppner Comprehensive Plan (incorporated as part of the City Code)	City of Heppner 2024	N/A	Yes (dated 2015 in RFA1), no changes to scenic resources
City of Hermiston Comprehensive Plan	City of Hermiston 2024	N/A	Yes (dated 2022 in RFA1), no changes to scenic resources
City of Stanfield Comprehensive Plan	City of Stanfield 2023	N/A	Yes (dated 2017 in RFA1), no changes to scenic resources
City of Echo Comprehensive Plan	City of Echo 2025	N/A	Yes (dated 2015 in RFA1), no changes to scenic resources
Morrow County - Comprehensive Plan	Morrow County 2018	N/A	No (*incorrectly reported as 2019 in RFA1*)
Umatilla County - Comprehensive Plan	Umatilla County 2025	N/A	Yes (dated 2022 in RFA1), no changes to scenic resources
Oregon Department of State Lands (ODSL) - Real Estate Asset Management Plan (REAMP)	ODSL 2012	N/A	No (*incorrectly reported as 2021 in RFA1*)
Oregon Department of Transportation (ODOT) - Oregon Highway Plan	ODOT 2023	Blue Mountain Scenic Byway	Yes (dated 1999 in RFA1), no changes to scenic resources
The Nature Conservancy (voluntarily registered State Natural Heritage Area), Oregon Parks and Recreation Department (OPRD) - Oregon Natural Areas Plan	OPRD 2020	N/A	Yes (dated 2015 in RFA1), no changes to scenic resources
National Park Service (NPS) - Oregon Trail Comprehensive and Management Use Plan, Oregon National Historic Trail (ONHT)	NPS 1999	N/A	No
Bureau of Land Management (BLM), Vale District, Baker Resource Area - Baker Resource Management Plan	BLM 1989	N/A	No
U.S. Department of Defense/U.S. Navy - Integrated Natural Resource Management Plan and Integrated Cultural Resource Management Plan for Boardman Bombing Range and Environmental Impact Statement	81 FR 20627 (Federal Register 2016), U.S. Navy 2012, U.S. Navy 2015	N/A	Yes (EIS dated 2012 in RFA1), no changes to scenic resources

[37] City was contacted to acquire a more recent comprehensive plan; no response was received, thus relying on most current, available online source.

Applicable Land Use Management Plan	Reference	Scenic Resource in Analysis Area	Updates to Plan since RFA1?
(EIS; Naval Weapons System Training Facility)			
U.S. Forest Service/ODOT - Blue Mountain National Scenic Byway Interpretive Guide	USFS 1993	Blue Mountain Scenic Byway	No

The proposed change does not affect the Certificate Holder's ability to adhere to the Scenic Resources Standard. Best management practices will continue to be implemented for the facilities, as proposed, as required through the relevant Site Certificate Conditions. The Council previously adopted Site Certificate Conditions GEN-SR-01 and 2 to address scenic resource protection measures at the Facility; all conditions or portions of the conditions are applicable to one or both facilities as proposed (as listed in Table 2); note that a portion of the Facility (WREFE) is operational as of June 2025 and thus has completed preconstruction and construction compliance (including submission/approval of a final design site plan including setbacks, paint samples, and Dust Control Plan) of the relevant Site Certificate conditions and is undergoing operations compliance. Similar compliance submittals for WREFNE will be provided prior to construction as applicable. The proposed split of the Facility does not change the Facility's compliance with OAR 345-022-0080. RFA 2 does not seek to enlarge the existing Site Boundary, micrositing corridor, or physical components of the Facility, and there is no change to the previously approved facilities from what was originally authorized for the Facility. RFA 2 seeks to divide the Facility into two separate facilities within the approved Site Boundary. Therefore, the Council may find that the Facility, as amended by RFA 2, will continue to comply with the Scenic Resources Standard.

7.1.12 Historical, Cultural and Archaeological Resources – OAR 345-022-0090

No analysis updates required since last approval/nonapplicable to this amendment request.

The Council previously found that the Facility complies with the Historical, Cultural and Archaeological Resources Standard under OAR 345-022-0090.[38] The Historical, Cultural and Archaeological Resources Standard requires the Council to find that the construction and operation of the facility, taking into account mitigation, are not likely to result in significant adverse impacts to historic, cultural or archaeological resources. The Certificate Holder provided information regarding historic, cultural and archaeological resources (and relevant survey reports) within the analysis area (i.e., 1 mile), as well as an assessment of resource impacts and other requirements of the Historical, Cultural and Archaeological Resources Standard in Exhibit S of RFA 1 (January 2024).[39] The proposed division of the Facility into WREFNE and WREFE does not change historic, cultural and archaeological resource impacts, alter the approved infrastructure, or configuration of

[38] Final Order on Request for Contested Case and Request for Amendment 1 for the Wheatridge Renewable Energy Facility East, June 2024, pp. 213

[39] https://www.oregon.gov/energy/facilities-safety/facilities/Facility%20Exhibits/WREFE/2024-01-30-WREFEAMD1-RFA1-Exhibit-S-Cultural.pdf

the Facility; The Council previously found that the Facility will not result in significant adverse impacts to historic, cultural or archaeological resources that have been listed on, or would likely be listed on the National Register of Historic Places or other archaeological objects or sites identified under OAR 345-022-0090. The Oregon State Historic Preservation Office's (SHPO) Online Archaeological Records Remote Access and Historic Sites database was reviewed on January 22, 2025, and no new cultural resources have been documented since Exhibit S of RFA 1 (January 2024)[40] and preconstruction submittals for the constructed portion of WREFE were provided; since Exhibit S of RFA 1(January 2024) and preconstruction submittals, one new survey was conducted 0.6 miles west of the site boundary with no associated cultural resources. There have been no changes to the historic, cultural and archaeological resources within the analysis area since RFA 1 approval (June 2024); The entire Facility Site Boundary has been surveyed for historic, cultural and archaeological resources (per survey reports provided/approved in Exhibit S of RFA 1[41] and during preconstruction compliance of WREFE) and the proposed changes would not affect the Council's previous findings of compliance with the Historical, Cultural and Archaeological Resources Standard. The Certificate Holder will provide similar compliance submittals (see below) as applicable prior to construction of WREFNE.

The proposed change does not affect the Certificate Holder's ability to adhere to the Historical, Cultural and Archaeological Resources Standard. Best management practices will continue to be implemented for the facilities, as proposed, as required through the relevant Site Certificate Conditions. The Council previously adopted Site Certificate Conditions PRE-HC-01 through 4, and CON-HC-01 and 2 to address historic, cultural, and archaeological resource protection measures at the Facility; all conditions or portions of the conditions are applicable to one or both facilities as proposed (as listed in Table 2); note that a portion of the Facility (WREFE) is operational as of June 2025 and thus has completed preconstruction and construction compliance (including submission/approval of a final design site plan with environmental constraints/setbacks as applicable, Cultural Monitoring Plan, Inadvertent Discovery Plan, cultural survey reports, Worker Environmental Awareness Program and associated training records, and 106 cultural documentation) of the relevant Site Certificate conditions and is undergoing operations compliance. Similar compliance submittals for WREFNE will be provided prior to construction as applicable. The proposed split of the Facility does not change the Facility's compliance with OAR 345-022-0090. RFA 2 does not seek to enlarge the existing Site Boundary, micrositing corridor, or physical components of the Facility, and there is no change to the previously approved facilities from what was originally authorized for the Facility. RFA 2 seeks to divide the Facility into two separate facilities within the approved Site Boundary. Therefore, the Council may find that the Facility, as amended by RFA 2, will continue to comply with the Historical, Cultural and Archaeological Resources Standard.

[40] https://www.oregon.gov/energy/facilities-safety/facilities/Facility%20Exhibits/WREFE/2024-01-30-WREFEAMD1-RFA1-Exhibit-S-Cultural.pdf
[41] https://www.oregon.gov/energy/facilities-safety/facilities/Facility%20Exhibits/WREFE/2024-01-30-WREFEAMD1-RFA1-Exhibit-S-Cultural.pdf (Attachment S-1 [CONFIDENTIAL, SUBMITTED UNDER SEPARATE COVER])

7.1.13 Recreation – OAR 345-022-0100

No analysis updates required since last approval/nonapplicable to this amendment request.

The Council previously found that the Facility complies with the Recreation Standard under OAR 345-022-0100.[42] The Recreation Standard requires the Council to find that the design, construction, and operation of a facility will not likely result in significant, adverse impacts to important recreational opportunities. Therefore, the Council's Recreation Standard applies to only those recreation areas that the Council deems important. OAR 345-022-0100 was amended in December 2022, with editorial changes for clarity and consistency. The changes also specify that the amended standards only apply to applications or RFAs filed on or after the effective date of this amendment.

The Certificate Holder provided information regarding recreation areas within the analysis area (i.e., 5 miles, per OAR 345-001-0010(35)(d)), as well as an assessment of indirect/direct, noise, traffic, and visual impacts and other requirements of the Recreation Standard in Exhibit T of RFA 1 (January 2024).[43] The proposed division of the Facility into WREFNE and WREFE does not change recreational opportunity impacts, alter the approved infrastructure, or configuration of the Facility; The Council previously found that the Facility will not result in direct or indirect loss of any of the recreational opportunities identified as important. There are five defined recreational sites within the analysis area (i.e., within 5 miles of proposed WREFE and WREFNE Site Boundaries). No new recreational sites have been added within the analysis area since RFA 1 approval (June 2024), and none have changed in importance rankings (BLM 2026e, BLM 2026f, BLM 2026g, Google Earth 2024, Morrow County 2011, Morrow County 2018, Morrow County 2026, NPS 1999, ODFW 2026a, ODFW 2026c, ODOT 2019, OPRD 2024, OPRD 2026a, OPRD 2026c, OPRD 2026d, OPRD 2026e, Umatilla County 2025, Umatilla County 2026, USFS 2026b, USFS 2026d, USGS 2024).

The proposed change does not affect the Certificate Holder's ability to adhere to the Recreation Standard. Best management practices will continue to be implemented for the facilities, as proposed, as required through the relevant Site Certificate Conditions. There are no previously imposed Council Site Certificate Conditions for the Recreation Standard; note that a portion of the Facility (WREFE) is operational as of June 2025 and thus has completed preconstruction and construction compliance (including submission/approval of a final design site plan including setbacks, relevant noise analyses with sound levels, Traffic Management Plan and associated County correspondence, road-related permits and agreements, and paint samples) of the relevant Site Certificate conditions and is undergoing operations compliance. Similar compliance submittals for WREFNE will be provided prior to construction as applicable. The proposed split of the Facility does not change the Facility's compliance with OAR 345-022-0100. RFA 2 does not seek to enlarge the existing Site Boundary, micrositing corridor, or physical components of the Facility, and there is no change to the previously approved facilities from what was originally authorized for the Facility. RFA 2 seeks to divide the Facility into two separate facilities within the approved Site

[42] Final Order on Request for Contested Case and Request for Amendment 1 for the Wheatridge Renewable Energy Facility East, June 2024, pp. 222

[43] https://www.oregon.gov/energy/facilities-safety/facilities/Facility%20Exhibits/WREFE/2024-01-30-WREFEAMD1-RFA1-Exhibit-T-Recreation.pdf

Boundary. Therefore, the Council may find that the Facility, as amended by RFA 2, will continue to comply with the Recreation Standard.

7.1.14 Public Services – OAR 345-022-0110

No analysis updates required since last approval/nonapplicable to this amendment request.

The Council previously found that the Facility complies with the Public Services Standard under OAR 345-022-0110.[44] The Council's Public Services Standard requires the identification of likely, significant, adverse impacts caused by the Facility on the ability of public and private service providers to supply sewer and sewage treatment, water, stormwater drainage, solid waste management, housing, traffic safety, police and fire protection, health care, and schools. The Certificate Holder provided information regarding public service providers and measures within and applicable to the analysis area (i.e., 10 miles, 30 miles for the housing analysis), and other requirements of the Public Services Standard in Exhibit U of RFA 1 (January 2024).[45] The proposed division of the Facility into WREFNE and WREFE does not change public service impacts, alter the approved infrastructure, or configuration of the Facility; The previously evaluated peak number of workers needed during construction will continue to represent a worst-case scenario related to impacts to public services. Updated public utility provider correspondence (as applicable to the WREFE location/service area) has been provided in Attachment 10.[46]

The proposed change does not affect the Certificate Holder's ability to adhere to the Public Services Standard. Best management practices will continue to be implemented for the facilities, as proposed, as required through the relevant Site Certificate Conditions. The Council previously adopted Site Certificate Conditions GEN-PS-01 through 4, PRE-PS-01 through 6, CON-PS-01 through 4, PRO-PS-01 through 3, and OPR-PS-03 and 4 to address public service measures at the Facility; all conditions or portions of the conditions are applicable to one or both facilities as proposed (as listed in Table 2); note that a portion of the Facility (WREFE) is operational as of June 2025 and thus has completed preconstruction and construction compliance (including submission/approval of a final design site plan, stormwater and water sources/permits, NPDES 1200-C Permit, ESCP, Construction Waste Management Plan, Traffic Management Plan and associated County correspondence, road-related permits and agreements, Construction and Operations Wildfire Mitigation Plan, fire training records, Emergency Response Plan, relevant fire district correspondence, Health and Safety Plan, FAA permits, and incident reporting as applicable) of the relevant Site Certificate conditions and is undergoing operations compliance. Similar compliance submittals for WREFNE will be provided prior to construction as applicable. The proposed split of the Facility does not change the Facility's compliance with OAR 345-022-0110 or any public service

[44] Final Order on Request for Contested Case and Request for Amendment 1 for the Wheatridge Renewable Energy Facility East, June 2024, pp. 239

[45] https://www.oregon.gov/energy/facilities-safety/facilities/Facility%20Exhibits/WREFE/2024-01-30-WREFEAMD1-RFA1-Exhibit-U-Public-Services.pdf

[46] Note that the Heppner Fire Department was contacted multiple times in January-February, 2026. As of the end of March 2026, no response has been provided. However, all other applicable public utilities for the Facility have provided responses.

conditions (see Table 2) in the Site Certificate. RFA 2 does not seek to enlarge the existing Site Boundary, micrositing corridor, or physical components of the Facility, and there is no change to the previously approved facilities from what was originally authorized for the Facility. RFA 2 seeks to divide the Facility into two separate facilities within the approved Site Boundary. Therefore, the Council may find that the Facility, as amended by RFA 2, will continue to comply with the Public Services Standard.

7.1.15 Wildfire Prevention and Risk Mitigation – OAR 345-022-0115

No analysis updates required since last approval/nonapplicable to this amendment request.

The Council previously found that the Facility complies with the Wildfire Prevention and Risk Mitigation Standard under OAR 345-022-0115.[47] The Council's Wildfire Prevention and Risk Mitigation Standard requires wildfire risk at the Facility to be adequately characterized and requires the Facility to operate in compliance with a Council-approved construction and operations wildfire mitigation plans. The Certificate Holder provided information regarding wildfire risk and measures within and applicable to the analysis area (i.e., 0.5 miles) and other requirements of the Public Services Standard in Exhibit V of RFA 1 (January 2024).[48] The proposed division of the Facility into WREFNE and WREFE does not change wildfire risk, alter the approved infrastructure (including best management practices/measures/procedures), or configuration of the Facility. There are no new potential sources of wildfire that will be generated from the construction and operation of the Facility that were not previously reviewed by the Council for the Facility. Although there have been modifications to the CWPP Planning Tool (e.g., available data/categories) since RFA 1 (January 2024), there are no changes to the wildfire risk that affect the conclusions documented in RFA 1 (January 2024; Oregon Explorer 2026).[49]

The proposed change does not affect the Certificate Holder's ability to adhere to the Wildfire Prevention and Risk Mitigation Standard. Best management practices will continue to be implemented for the facilities, as proposed, as required through the relevant Site Certificate Conditions. The Council previously adopted Site Certificate Conditions PRE-WP-01, CON-WP-01, PRO-WP-01, and OPR-WP-01 to address wildfire prevention measures at the Facility; all conditions or portions of the conditions are applicable to one or both facilities as proposed (as listed in Table 2); note that a portion of the Facility (WREFE) is operational as of June 2025 and thus has completed preconstruction and construction compliance (including submission/approval of a final design site plan including setbacks, Construction and Operations Wildfire Mitigation Plan, fire training records, Emergency Response Plan, relevant fire district correspondence, and incident reporting as applicable) of the relevant Site Certificate conditions and is undergoing operations compliance. Similar compliance submittals for WREFNE will be provided prior to construction as

[47] Final Order on Request for Contested Case and Request for Amendment 1 for the Wheatridge Renewable Energy Facility East, June 2024, pp. 254

[48] https://www.oregon.gov/energy/facilities-safety/facilities/Facility%20Exhibits/WREFE/2024-01-30-WREFEAMD1-RFA1-Exhibit-V-Wildfire.pdf

[49] oregon.gov/energy/facilities-safety/facilities/Facility Exhibits/WREFE/2024-01-30-WREFEAMD1-RFA1-Exhibit-V-Wildfire.pdf

applicable. Relevant wildfire mitigation plans that were or are currently being enforced during construction/operations of WREFE and *will be updated according to final design/current site conditions* during preconstruction compliance for WREFNE include the Construction and Operations Wildfire Mitigation Plans. *Draft* WREFNE Mitigation Plans are included in Attachment 9. The proposed split of the Facility does not change the Facility's compliance with OAR 345-022-0115 or any wildfire prevention conditions (see Table 2) in the Site Certificate. RFA 2 does not seek to enlarge the existing Site Boundary, micrositing corridor, or physical components of the Facility, and there is no change to the previously approved facilities from what was originally authorized for the Facility. RFA 2 seeks to divide the Facility into two separate facilities within the approved Site Boundary. Therefore, the Council may find that the Facility, as amended by RFA 2, will continue to comply with the Wildfire Prevention and Risk Mitigation Standard.

7.1.16 Waste Minimization – OAR 345-022-0120

No analysis updates required since last approval/nonapplicable to this amendment request.

The Council previously found that the Facility complies with the Waste Minimization Standard under OAR 345-022-0120.[50] The Council's Waste Minimization Standard requires that solid waste and wastewater are minimized during construction and operation of the Facility, and that plans are enforced to recycle, reuse, and properly manage waste generated at the Facility. The Certificate Holder provided information regarding waste types and control measures applicable to the Site Boundary and other requirements of the Waste Minimization Standard in Exhibit W of RFA 1 (January 2024).[51] The proposed division of the Facility into WREFNE and WREFE does not change waste production or sources, alter the approved infrastructure, or configuration of the Facility. The Facility will continue to adhere to requirements imposed by the Morrow County Solid Waste Management Ordinance, specifically those applicable to post-construction phases, including covering and securing of waste products hauled during operations and providing waste amounts/types to the Morrow County Watershed. There are no new types of solid waste that will be generated from the operation of the Facility that were not previously reviewed by the Council for the Facility.

The proposed change does not affect the Certificate Holder's ability to adhere to the Waste Minimization Standard. Best management practices will continue to be implemented for the facilities, as proposed, as required through the relevant Site Certificate Conditions. The Council previously adopted Site Certificate Conditions PRE-WM-01 and CON-WM-01 to address waste minimization measures at the Facility; all conditions or portions of the conditions are applicable to one or both facilities as proposed (as listed in Table 2); note that a portion of the Facility (WREFE) is operational as of June 2025 and thus has completed preconstruction and construction compliance (including submission/approval of a final design site plan and Construction Waste

[50] Final Order on Request for Contested Case and Request for Amendment 1 for the Wheatridge Renewable Energy Facility East, June 2024, pp. 260

[51] https://www.oregon.gov/energy/facilities-safety/facilities/Facility%20Exhibits/WREFE/2024-01-30-WREFEAMD1-RFA1-Exhibit-W-Waste.pdf

Management Plan) of the relevant Site Certificate conditions and is undergoing operations compliance. Similar compliance submittals for WREFNE will be provided prior to construction as applicable. The proposed split of the Facility does not change the Facility's compliance with OAR 345-022-0120 or any waste minimization conditions (see Table 2) in the Site Certificate. RFA 2 does not seek to enlarge the existing Site Boundary, micrositing corridor, or physical components of the Facility, and there is no change to the previously approved facilities from what was originally authorized for the Facility. RFA 2 seeks to divide the Facility into two separate facilities within the approved Site Boundary. Therefore, the Council may find that the Facility, as amended by RFA 2, will continue to comply with the Waste Minimization Standard.

7.1.17 State and Local Laws and Regulations – OAR 345-022-0160

7.1.17.1 Wetlands and Other Jurisdictional Waters– OAR 345-022-0160(1)(a)

No analysis updates required since last approval/nonapplicable to this amendment request.

The Council previously found that the Facility complies with the Removal-Fill Law.[52] The Oregon Removal-Fill Law (Oregon Revised Statues [ORS] 196.795 through ORS 196.990) and Oregon Department of State Lands regulations (OAR Chapter 141) require a removal-fill permit if 50 cubic yards or more of material is removed, filled, or altered within any "waters of the state." The Certificate Holder provided information regarding the need for a removal-fill permit, as well as an assessment of jurisdictional waters and other requirements of the Water Rights regulations in Exhibit J of RFA 1 (January 2024).[53] A removal-fill permit was needed for WREFE because WREFE temporarily or permanently impacted waters of the state such that a removal-fill permit was required; note that a portion of the Facility (WREFE) is operational as of June 2025 and thus has completed preconstruction and construction compliance (including submission/approval of a removal fill permit and final design site plan with environmental constraints/setbacks as applicable) of the relevant Site Certificate conditions and is undergoing operations compliance. *WREFNE is not anticipated to require a removal-fill permit.* There are no previously imposed Council Site Certificate Conditions for the Removal-Fill Law. The proposed split of the Facility does not change the Facility's compliance with the Removal-Fill Law. RFA 2 does not seek to enlarge the existing Site Boundary, micrositing corridor, or physical components of the Facility, and there is no change to the previously approved facilities from what was originally authorized for the Facility. RFA 2 seeks to divide the Facility into two separate facilities within the approved Site

[52] Final Order on Request for Contested Case and Request for Amendment 1 for the Wheatridge Renewable Energy Facility East, June 2024, pp. 286

[53] https://www.oregon.gov/energy/facilities-safety/facilities/Facility%20Exhibits/WREFE/2024-01-30-WREFEAMD1-RFA1-Exhibit-J-Wetlands-part-1.pdf, https://www.oregon.gov/energy/facilities-safety/facilities/Facility%20Exhibits/WREFE/2024-01-30-WREFEAMD1-RFA1-Exhibit-J-Wetlands-part-2.pdf, https://www.oregon.gov/energy/facilities-safety/facilities/Facility%20Exhibits/WREFE/2024-01-30-WREFEAMD1-RFA1-Exhibit-J-Wetlands-part-3.pdf, and https://www.oregon.gov/energy/facilities-safety/facilities/Facility%20Exhibits/WREFE/2024-01-30-WREFEAMD1-RFA1-Exhibit-J-Wetlands-part-4.pdf (Parts 1-4)

Boundary. Therefore, the Council may find that the Facility, as amended by RFA 2, will continue to comply with the Removal-Fill Law.

7.1.17.2 Water Requirements – OAR 345-022-0160(1)(b)

No analysis updates required since last approval/nonapplicable to this amendment request.

The Council previously found that the Facility complies with the Water Rights regulations.[54] Under ORS Chapter 537 and OAR Chapter 690, the Oregon Water Resources Department administers the appropriation of water rights and regulates the use of the water resources of the state. The Certificate Holder provided information regarding water quantities and sources within the Site Boundary and other requirements of the Water Rights regulations in Exhibit O of RFA 1 (January 2024).[55] The proposed division of the Facility into WREFNE and WREFE does not change construction or operation water usage or sources approved for use at the Facility; note that a portion of the Facility (WREFE) is operational as of June 2025 and thus has completed preconstruction and construction compliance (including submission/approval or water sources/permits) of the relevant Site Certificate conditions and is undergoing operations compliance. Similar compliance submittals for WREFNE will be provided prior to construction as applicable. Updated water provider correspondence (updated to reflect recently utilized providers for construction of WREFE that are desired for construction of WREFNE) has been provided in Attachment 10.

There are no previously imposed Council Site Certificate Conditions for the Water Rights regulations, however, the Certificate Holder proposes to add PRE-WR-01 and CON-WR-01 to the Site Certificate for identification of water sources and associated agreements (see Section 6 and Attachment 2 for further detail). The proposed split of the Facility does not change the Facility's compliance regarding the Water Rights regulations (and does not require a groundwater permit, surface water permit, or water right transfer). RFA 2 does not seek to enlarge the existing Site Boundary, micrositing corridor, or physical components of the Facility, and there is no change to the previously approved facilities from what was originally authorized for the Facility. RFA 2 seeks to divide the Facility into two separate facilities within the approved Site Boundary. Therefore, the Council may find that the Facility, as amended by RFA 2, will continue to comply with the Water Rights regulations.

7.1.17.3 Noise Control Regulations – OAR 345-022-0160(2)

No analysis updates required since last approval/nonapplicable to this amendment request.

The Council previously found that the Facility complies with the Noise Control Regulations under OAR 340-035-0035.[56] The proposed division of the Facility into WREFNE and WREFE does not alter

[54] Final Order on Request for Contested Case and Request for Amendment 1 for the Wheatridge Renewable Energy Facility East, June 2024, pp. 288
[55] https://www.oregon.gov/energy/facilities-safety/facilities/Facility%20Exhibits/WREFE/2024-01-30-WREFEAMD1-RFA1-Exhibit-O-Water-Requirements.pdf
[56] Final Order on Request for Contested Case and Request for Amendment 1 for the Wheatridge Renewable Energy Facility East, June 2024, pp. 285

the approved infrastructure or configuration (and in turn noise sources/sound levels) of the Facility. The Certificate Holder provided noise control sources and measures within and applicable to the Site Boundary as well as an assessment of noise levels and addressed compliance with the Oregon Department of Environmental Quality noise regulations in Exhibit X of RFA 1 (January 2024);[57] note that a portion of the Facility (WREFE) is operational as of June 2025 and thus has completed preconstruction and construction compliance (including submission/approval of the relevant noise analyses with sound analyses with sound levels and noise waivers/easements based on the final design site plan including setbacks) of the relevant Site Certificate conditions and is undergoing operations compliance. Similar compliance submittals for WREFNE will be provided prior to construction, including a noise analysis and pursuit of any noise waivers for *current noise sensitive receptors/residence locations* based on the final Facility design at the time of preconstruction compliance.

The proposed change does not affect the Certificate Holder's ability to adhere to the Noise Control Regulations. Best management practices will continue to be implemented for the facilities, as proposed, as required through the relevant Site Certificate Conditions. The Council previously adopted Site Certificate Conditions PRE-NC-01, CON-NC-01, and OPR-NC-01 through 3 to address noise control measures at the Facility; all conditions or portions of the conditions are applicable to one or both facilities as proposed (as listed in Table 2). The proposed split of the Facility does not change the Facility's compliance with OAR 340-035-0035 or any noise control conditions (see Table 2) in the Site Certificate. RFA 2 does not seek to enlarge the existing Site Boundary, micrositing corridor, or physical components of the Facility, and there is no change to the previously approved facilities from what was originally authorized for the Facility. RFA 2 seeks to divide the Facility into two separate facilities within the approved Site Boundary. Therefore, the Council may find that the Facility, as amended by RFA 2, will continue to comply with the Noise Control Regulations.

7.2 Applicable Division 24 Standards

No analysis updates required since last approval/nonapplicable to this amendment request.

7.2.1 Public Health and Safety Standards for Wind Energy Facilities – OAR 345-024-0010

The Council previously found that the Facility complies with the Public Health and Safety Standards for Wind Energy Facilities under OAR 345-024-0010.[58] The Certificate Holder provided information regarding public health and safety measures applicable to the Site Boundary and other requirements of the Public Health and Safety Standards for Wind Energy Facilities in Exhibit DD of RFA 1 (January 2024).[59] The proposed division of the Facility into WREFNE and WREFE does not

[57] https://www.oregon.gov/energy/facilities-safety/facilities/Facility%20Exhibits/WREFE/2024-01-30-WREFEAMD1-RFA1-Exhibit-Y-Noise.pdf
[58] Final Order on Request for Contested Case and Request for Amendment 1 for the Wheatridge Renewable Energy Facility East, June 2024, pp. 263
[59] https://www.oregon.gov/energy/facilities-safety/facilities/Facility%20Exhibits/WREFE/2024-01-30-WREFEAMD1-RFA1-Exhibit-DD-Specific-Standards.pdf

alter the approved infrastructure or configuration (and in turn the public health and safety risks as outlined in OAR 345-024-0010) of the Facility; The Facility will remain located entirely on private property, which will restrict public access to turbines and other Facility components. During construction and operation, the Certificate Holder shall follow the manufacturers' recommended handling instructions and procedures to prevent damage to turbine or turbine tower components. WREFE and WREFNE will also be equipped with SCADA systems that will allow for remote control and monitoring of individual turbines and the wind facility as a whole from both the central host computer, or from a remote computer to shut down turbines if abnormal levels of vibration or other issues are detected. An Operating and Facility Maintenance Plan will be submitted to ODOE for review and approval prior to operations, which shall address infrastructure maintenance procedures to ensure public safety. The Certificate Holder shall document maintenance activities and will submit these documents to ODOE pursuant to OAR 345-026-0080 in the Facility's annual compliance report.

The proposed change does not affect the Certificate Holder's ability to adhere to the Public Health and Safety Standards for Wind Energy Facilities. Best management practices will continue to be implemented for the facilities, as proposed, as required through the relevant Site Certificate Conditions. The Council previously adopted Site Certificate Conditions GEN-WF-01 and 2, CON-WF-01 and 2, and OPR-WF-01 to address the public health and safety measures at the Facility; all conditions or portions of the conditions are applicable to one or both facilities as proposed (as listed in Table 2); note that a portion of the Facility (WREFE) is operational as of June 2025 and thus has completed preconstruction and construction compliance (including submission/approval of a final design site plan including setbacks, Emergency Management Plan, Health and Safety Plan, and incident, accident or mechanical failures notifications as applicable) of the relevant Site Certificate conditions and is undergoing operations compliance. Similar compliance submittals for WREFNE will be provided prior to construction as applicable. The proposed split of the Facility does not change the Facility's compliance with OAR 345-024-0010 or any wind turbine safety conditions (see Table 2) in the Site Certificate. RFA 2 does not seek to enlarge the existing Site Boundary, micrositing corridor, or physical components of the Facility, and there is no change to the previously approved facilities from what was originally authorized for the Facility. RFA 2 seeks to divide the Facility into two separate facilities within the approved Site Boundary. Therefore, the Council may find that the Facility, as amended by RFA 2, will continue to comply with the Public Health and Safety Standards for Wind Energy Facilities.

7.2.2 Cumulative Effects Standard for Wind Energy Facilities – OAR 345-024-0015

The Council previously found that the Facility complies with the Cumulative Effects Standard for Wind Energy Facilities under OAR 345-024-0015.[60] The Certificate Holder provided information regarding cumulative effects measures applicable to the Site Boundary and other requirements of

[60] Final Order on Request for Contested Case and Request for Amendment 1 for the Wheatridge Renewable Energy Facility East, June 2024, pp. 271-272

the Cumulative Effects Standard for Wind Energy Facilities in Exhibit DD of RFA 1 (January 2024).[61] The proposed division of the Facility into WREFNE and WREFE does not alter the approved infrastructure or configuration (and in turn the various potential wind turbine cumulative effects outlined in OAR 345-024-0015) of the Facility. The proposed change does not affect the Certificate Holder's ability to adhere to the Cumulative Effects Standard for Wind Energy Facilities. Best management practices will continue to be implemented for the facilities, as proposed, as required through the relevant Site Certificate Conditions. The Council previously adopted Site Certificate Condition GEN-CE-01 to address wind turbine measures/siting at the Facility; the condition is applicable to both facilities as proposed (as listed in Table 2); note that a portion of the Facility (WREFE) is operational as of June 2025 and thus has completed preconstruction and construction compliance (including submission/approval of relevant landowner consultation, road-related permits and agreements, paint samples, FAA permits, and a final design site plan with environmental constraints/setbacks as applicable) of the relevant Site Certificate conditions and is undergoing operations compliance. Similar compliance submittals for WREFNE will be provided prior to construction as applicable. The proposed split of the Facility does not change the Facility's compliance with OAR 345-024-0015 or any wind turbine siting conditions (see Table 2) in the Site Certificate. RFA 2 does not seek to enlarge the existing Site Boundary, micrositing corridor, or physical components of the Facility, and there is no change to the previously approved facilities from what was originally authorized for the Facility. RFA 2 seeks to divide the Facility into two separate facilities within the approved Site Boundary. Therefore, the Council may find that the Facility, as amended by RFA 2, will continue to comply with the Cumulative Effects Standard for Wind Energy Facilities.

7.2.3 Siting Standards for Transmission Lines – OAR 345-024-0090

The Council previously found that the Facility complies with the Siting Standards for Transmission Lines under OAR 345-024-0090.[62] The Certificate Holder provided information regarding transmission lines and safety measures within and applicable to the Site Boundary, as well as an assessment electric and magnetic fields and other requirements of the Siting Standards for Transmission Lines in Exhibit AA of RFA 1 (January 2024).[63] The proposed change does not affect the Certificate Holder's ability to adhere to the Siting Standards for Transmission Lines and no changes are proposed to the intraconnection transmission line. Best management practices will continue to be implemented for the facilities, as proposed, as required through the relevant Site Certificate Conditions. The Council previously adopted Site Certificate Conditions PRE-TL-01, CON-TL-01, and OPR-TL-01 to address the transmission line measures at the Facility; all conditions or portions of the conditions are applicable to one or both facilities as proposed (as listed in Table 2);

[61] https://www.oregon.gov/energy/facilities-safety/facilities/Facility%20Exhibits/WREFE/2024-01-30-WREFEAMD1-RFA1-Exhibit-DD-Specific-Standards.pdf
[62] Final Order on Request for Contested Case and Request for Amendment 1 for the Wheatridge Renewable Energy Facility East, June 2024, pp. 273
[63] https://www.oregon.gov/energy/facilities-safety/facilities/Facility%20Exhibits/WREFE/2024-01-30-WREFEAMD1-RFA1-Exhibit-AA-EMF.pdf

note that a portion of the Facility (WREFE) is operational as of June 2025 and thus has completed preconstruction and construction compliance (including submission/approval of a final design site plan including setbacks and correspondence with Oregon Public Utility Commission and relevant landowners within the transmission line corridor) of the relevant Site Certificate conditions and is undergoing operations compliance. Similar compliance submittals for WREFNE will be provided prior to construction as applicable. The proposed split of the Facility does not change the Facility's compliance with OAR 345-024-0090 or any transmission line siting conditions (see Table 2) in the Site Certificate. RFA 2 does not seek to enlarge the existing Site Boundary, micrositing corridor, or physical components of the Facility, and there is no change to the previously approved facilities from what was originally authorized for the Facility. RFA 2 seeks to divide the Facility into two separate facilities within the approved Site Boundary. Therefore, the Council may find that the Facility, as amended by RFA 2, will continue to comply with the Siting Standards for Transmission Lines.

8.0 Property Owners Located within or Adjacent to the Site of the Facility – OAR 345-027-0360(1)(g)

OAR 345-027-0360(1)(g) A list of the names and mailing addresses of property owners, as described in this rule:

(A) The list must include all owners of record, as shown on the most recent property tax assessment roll, of property located:

(i) Within 100 feet of property which the subject of the request for amendment, where the subject property is wholly or in part within an urban growth boundary;

(ii) Within 250 feet of property which is the subject of the request for amendment, where the subject property is outside an urban growth boundary and not within a farm or forest zone; or

(iii) Within 500 feet of property which is the subject of the request for amendment, where the subject property is within a farm or forest zone.

(B) In addition to incorporating the list in the request for amendment, the applicant must submit the list to the Department in an electronic format acceptable to the Department.

A list of the names and mailing addresses of property owners located within 500 feet of the property underlying the area subject to RFA 2 is provided in Attachment 11. The Certificate Holder requested the most recent property tax assessment roll from the Morrow County and Umatilla County assessor offices and the property owner information provided in Attachment 11 reflects information received February 12, 2026 from both Morrow County and Umatilla County.

9.0 Relevant Evidence Previously Submitted to ODOE – OAR 345-027-0360(3)

OAR 345-027-0360(3) The certificate holder may rely upon evidence previously submitted to the Department in the application for site certificate and/or previous request for amendment, or evidence that is otherwise included in the Department's record on the facility if:

(a) The certificate holder explains how the evidence is relevant to and remains accurate for purposes of the requested amendment;

(b) The certificate holder updates the evidence and related analysis regarding any data, facts or additional information obtained or learned since the evidence was last submitted to the Department; and

(c) The certificate holder submits the previously relied upon evidence and any updates to the Department with its preliminary request for amendment.

For the addressment of applicable standards, the Certificate Holder updated the analyses and compliance discussions for this RFA. Otherwise, as indicated in Section 7, any standards that 1), do not require analysis updates since last approval, and 2), rely on previous analyses and evidence, have footnoted hyperlinks to relevant RFA 1 analyses/evidence. RFA 1[64] analyses/evidence are relevant to and remain accurate for the purposes of the requested amendment; this is due to the fact that RFA 2 does not seek to enlarge the approved Site Boundary, micrositing corridor, or physical components of the Facility, and there is no change to the previously approved facilities from what was originally authorized for the Facility.

10.0 Conclusion

This amendment request demonstrates that the proposed division of the Facility complies with all applicable laws and Council standards. For the reasons stated above, the Certificate Holder respectfully requests approval of RFA 2.

11.0 References

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[64] https://www.oregon.gov/energy/facilities-safety/facilities/Pages/WREFE.aspx

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Figures

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Wheatridge Renewable Energy Facility East

Figure 1
Wheatridge Renewable Energy Facility East Site Boundary

MORROW AND UMATILLA COUNTIES, OR

- Approved Site Boundary WREFE
- Proposed Site Boundary WREFE
- Proposed Site Boundary WREFNE
- Approved Wind Micrositing Corridor WREFE
- Proposed Wind Micrositing Corridor WREFE
- Proposed Wind Micrositing Corridor WREFNE
- State Highway
- County Highway
- City/Town
- County Boundary

TETRA TECH

NEXTera ENERGY RESOURCES

Reference Map



Morrow County
Umatilla County
Lexington
578
207
735
602
813
74

1:135,000 WGS 1984 UTM Zone 11N 0 2 4 8 Miles NOT FOR CONSTRUCTION

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Wheatridge Renewable Energy Facility East

Figure 2
Wheatridge Renewable Energy Facility East (Phase I)
Proposed Site Boundary

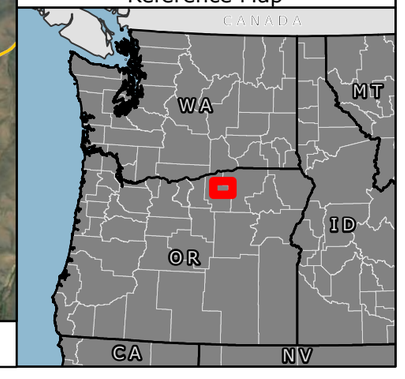
MORROW AND UMATILLA COUNTIES, OR

- Proposed Site Boundary
- Proposed Wind Micrositing Corridor
- State Highway
- County Highway
- City/Town
- County Boundary

TETRA TECH

NEXTera ENERGY RESOURCES

Reference Map



Morrow County
Umatilla County
Lexington
578
207
735
602
813
74

1:135,000 WGS 1984 UTM Zone 11N

0 2 4 8 Miles

NOT FOR CONSTRUCTION

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Wheatridge Renewable Energy Facility East

Figure 3
Wheatridge Renewable Energy Facility Northeast (Phase II)
Proposed Site Boundary

MORROW AND UMATILLA COUNTIES, OR

- Proposed Site Boundary
- Proposed Wind Micrositing Corridor
- State Highway
- County Highway
- City/Town
- County Boundary

Morrow County
Umatilla County
Lexington
578
207
735
602
813
74

1:135,000 WGS 1984 UTM Zone 11N

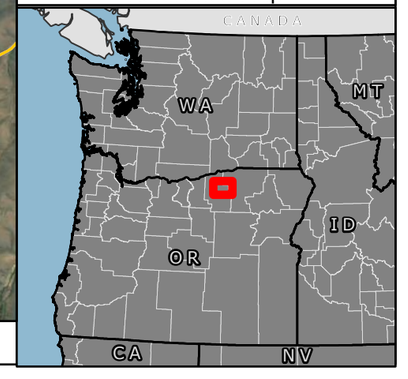
0 2 4 8 Miles

NOT FOR CONSTRUCTION

TETRA TECH

NEXTera ENERGY RESOURCES

Reference Map



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Attachment 1. Wheatridge Renewable Energy Facility East Red-lined Site Certificate

ENERGY FACILITY SITING COUNCIL

OF THE

STATE OF OREGON

Second~~First~~ Amended Site Certificate for the Wheatridge Renewable Energy Facility East

Issuance Dates

Site Certificate	November 19, 2020
First Amended Site Certificate	June 4, 2024

Issuance Date History under Wheatridge Wind Energy Facility

Site Certificate	April 28, 2017
First Amended Site Certificate	July 27, 2017
Second Amended Site Certificate	November 16, 2018
Third Amended Site Certificate	December 14, 2018
Fourth Amended Site Certificate	November 22, 2019
Fifth Amended Site Certificate	May 22, 2020

Issuance Date History under Wheatridge Renewable Energy Facility II

Site Certificate	May 22, 2020
First Amended Site Certificate	November 19, 2020

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Attachments

Attachment A Facility Site Boundary Map

Acronyms and Abbreviations

ASC	Application for Site Certificate
BMP	Best Management Practice
Council or EFSC	Oregon Energy Facility Siting Council
Department or ODOE	Oregon Department of Energy
DOGAMI	Oregon Department of Geology and Mineral Industries
ESCP	Erosion and Sediment Control Plan
HMP	Habitat Mitigation Plan
NEER	NextEra Energy Resources, LLC
NPDES	National Pollutant Discharge Elimination System
O&M	Operations and Maintenance
OAR	Oregon Administrative Rule
ODFW	Oregon Department of Fish and Wildlife
ORS	Oregon Revised Statute
NRHP	National Register of Historic Places
WGS	Washington Ground Squirrel
WMMP	Wildlife Monitoring and Mitigation Plan
WREFI	Wheatridge Renewable Energy Facility I
WREFII	Wheatridge Renewable Energy Facility II
WREFIII	Wheatridge Renewable Energy Facility III
WREFE	Wheatridge Renewable Energy Facility East

1.0 Introduction and Site Certification

This site certificate is a binding agreement between the State of Oregon (State), acting through the Energy Facility Siting Council (Council), and Wheatridge East Wind, LLC (certificate holder), a wholly-owned indirect subsidiary of NextEra Energy Resources, LLC (NEER, certificate holder owner). As authorized under Oregon Revised Statue (ORS) Chapter 469, the Council issues this site certificate authorizing certificate holder to construct, operate and retire the Wheatridge Renewable Energy Facility East (facility) at the below described site within Morrow County~~and Umatilla counties~~, subject to the conditions set forth herein.

Both the State and certificate holder must abide by local ordinances, state law and the rules of the Council in effect on the date this site certificate is executed. However, upon a clear showing of a significant threat to public health, safety, or the environment that requires application of later-adopted laws or rules, the Council may require compliance with such later-adopted laws or rules (ORS 469.401(2)).

The findings of fact, reasoning and conclusions of law underlying the terms and conditions of this site certificate are set forth in the following documents, incorporated herein by this reference: (a) *Final Order on the Application for Site Certificate for the Wheatridge Wind Energy Facility* issued on April 28, 2017 (hereafter, *Final Order on the Application*); (b) *Final Order on Request for Transfer of the Wheatridge Wind Energy Facility Site Certificate* issued on July 27, 2017; *Final Order on Request for Amendment 3 of the Wheatridge Wind Energy Facility Site Certificate* issued on November 16, 2018; *Final Order on Request for Amendment 2 of the Wheatridge Wind Energy Facility Site Certificate* issued on December 14, 2018; *Final Order on Request for Amendment 4 of the Wheatridge Wind Energy Facility Site Certificate* issued on November 22, 2019; *Final Order on Request for Amendment 5 of the Wheatridge Wind Energy Facility Site Certificate* issued May 22, 2020; *Final Order on Request for Amendment 1 of the Wheatridge Renewable Energy Facility II* (WREFII) *Site Certificate* issued November 19, 2020; and the Final Order on Request for Amendment 1 of the Wheatridge Renewable Energy Facility East issued on June 4, 2024.

In interpreting this site certificate, any ambiguity will be clarified by reference to the following, in order of priority: (1) Final Order on Request for Amendment 1 of the Wheatridge Renewable Energy Facility East Site Certificate (2) *Final Order on Request for Amendment 1 of the WREFII Site Certificate;* (2) *Final Order on Request for Amendment 5 of the Wheatridge Wind Energy Facility Site Certificate* (3) *Final Order on Request for Amendment 4 of the Wheatridge Wind Energy Facility Site Certificate* (4) *Final Order on Request for Amendment 2 of the Wheatridge Wind Energy Facility Site Certificate*; (5) *Final Order on Request for Amendment 3 of the Wheatridge Wind Energy Facility Site Certificate*; (6) *Final Order on Request for Amendment 1 of the Wheatridge Wind Energy Facility Site Certificate*; (7) *Final Order on the Application*, and (8) the record of the proceedings that led to the above referenced orders.

This site certificate binds the State and all counties, cities and political subdivisions in Oregon as to the approval of the site and the construction, operation, and retirement of the facility as to matters that are addressed in and governed by this site certificate (ORS 469.401(3)). This site certificate does not address, and is not binding with respect to, matters that are not included in and governed by this site certificate, and such matters include, but are not limited to: employee health and safety; building code compliance; wage and hour or other labor regulations; local government fees and charges; other

design or operational issues that do not relate to siting the facility (ORS 469.401(4)); and permits issued under statutes and rules for which the decision on compliance has been delegated by the federal government to a state agency other than the Council (ORS 469.503(3)).

The definitions in ORS 469.300 and OAR 345-001-0010 apply to the terms used in this site certificate, except where otherwise stated, or where the context clearly indicates otherwise.

Each affected state agency, county, city, and political subdivision in Oregon with authority to issue a permit, license, or other approval addressed in or governed by this site certificate, shall upon submission of the proper application and payment of the proper fees, but without hearings or other proceedings, issue such permit, license or other approval subject only to conditions set forth in this site certificate. In addition, each state agency or local government agency that issues a permit, license or other approval for this facility shall continue to exercise enforcement authority over such permit, license or other approval (ORS 469.401(3)). For those permits, licenses, or other approvals addressed in and governed by this site certificate, the certificate holder shall comply with applicable state and federal laws adopted in the future to the extent that such compliance is required under the respective state agency statutes and rules (ORS 469.401(2)).

The certificate holder must construct, operate and retire the facility in accordance with all applicable rules as provided for in Oregon Administrative Rule (OAR) Chapter 345, Division 26. After issuance of this site certificate, the Council shall have continuing authority over the site and may inspect, or direct the Oregon Department of Energy (Department) to inspect, or request another state agency or local government to inspect, the site at any time in order to ensure that the facility is being operated consistently with the terms and conditions of this site certificate (ORS 469.430).

The obligation of the certificate holder to report information to the Department or the Council under the conditions listed in this site certificate is subject to the provisions of ORS 192.502 *et seq.* and ORS 469.560. To the extent permitted by law, the Department and the Council will not publicly disclose information that may be exempt from public disclosure if the certificate holder has clearly labeled such information and stated the basis for the exemption at the time of submitting the information to the Department or the Council. If the Council or the Department receives a request for the disclosure of the information, the Council or the Department, as appropriate, will make a reasonable attempt to notify the certificate holder and will refer the matter to the Attorney General for a determination of whether the exemption is applicable, pursuant to ORS 192.450.

The Council recognizes that many specific tasks related to the design, construction, operation and retirement of the facility will be undertaken by the certificate holder's agents or contractors. Nevertheless, the certificate holder is responsible for ensuring compliance with all provisions of the site certificate.

The duration of this site certificate shall be the life of the facility, subject to termination pursuant to OAR 345-027-0110 or the rules in effect on the date that termination is sought, or revocation under ORS 469.440 and OAR 345-029-0100 or the statutes and rules in effect on the date that revocation is ordered. The Council shall not change the conditions of this site certificate except as provided for in OAR Chapter 345, Division 27.

2.0 Facility Location

The site is located approximately 6 miles northeast of the City of Heppner and includes lands within

Morrow County~~and Umatilla counties~~. The approved site boundary encompasses approximately 67,367~~78,985~~ acres of private land including approximately 11,342~~14,640~~ acres designated as micrositing corridors for facility components. The site also includes a corridor for a 230kV transmission line that connects the energy facility site to the Blue Ridge Substation. Portions of the transmission corridor overlap with the site boundaries of WREFI, WREFII, ~~and~~ WREFIII, and WREFNE.

2.1 Site Boundary

The site boundary encompasses approximately 67,367~~78,985~~ acres of privately owned land in Morrow County~~and Umatilla counties~~. Table 1 identifies the location of lands within the Site Boundary by Township, Range, and Section. As provided in Condition OPR-GS-01 of this Site Certificate, the certificate holder must provide a legal description of the Site within 90 days after the facility begins commercial operation.

Table 1. Location of Site Boundary by Township, Range and Section

Township	Range	Proposed Amended Site Boundary Sections
~~2N~~	~~28E~~	~~2, 3, 4, 8, 9, 10, 11, 14, 15, 16, 17, 20, 21, 22, 23, 27, 28, 29, 32, 33, 34~~
1N	25E	~~13,~~ 24
1N	26E	18, 19, 20, ~~24,~~ 25, 29, 30, 31, 32, 35, 36
1N	27E	23, 24, 25, 26, 27, 31, 32, 33, 34, 35, 36
1N	28E	~~3, 4, 5, 6, 8, 9, 10, 16, 17, 19, 20,~~ 21, 25, 26, 27, 28, 29, 30, 31, 32, 33, 34, 35, 36
1N	29E	~~30,~~ 31
1S	26E	1, 2, 3, 4, 5, 9, 10, 11, 12, 13, 14, 15, 16, 24, 25, 36
1S	27E	1-36
1S	28E	1-31; 33-36
1S	29E	5, 6, 7, 8, 9, 16, 17, 18, 19, 20, 28, 29, 30, 31, 32
2S	26E	1
2S	27E	~~1,~~ 4, 5, 6
2S	28E	1, 2, 3, 4, ~~6,~~ 11, 12
2S	29E	5, 6, 7

2.2 Micrositing Corridors

Except for the 230-kV transmission line, the certificate holder is authorized to locate facility components anywhere within approximately the approximately 11,342~~14,640~~ acres of approved micrositing corridors within the site boundary. The micrositing corridors are intended to allow flexibility in the siting of specific components while establishing outer boundaries of potential construction.

Micrositing corridors are approximately 660 feet wide around turbines, and wider in some locations. Micrositing corridors around site access roads and electrical collection lines (collector lines) are

between 200 feet and 500 feet wide.

2.3 Transmission Line Corridors

The certificate holder is authorized to construct and operate a 230-kV overhead transmission line within the approved corridor described in this section. The corridor is approximately 1,000 feet wide and 17~~27~~ miles long and connects the energy facility site with the Blue Ridge Substation constructed as part of Wheatridge I and II. The transmission corridor is located entirely within Morrow County.

As shown in Attachment A, the corridor begins at the alternate collector substation site and then travels south across Big Butter Creek Road and Butter Creek. The corridor then travels south and southwest to a crossing with Little Butter Creek Road and Little Butter Creek where the corridor joins with the proposed collector substation site. From the proposed collector substation, the proposed corridor travels southwest and west to Milk Canyon and Spur Loop Road. From Spur Loop Road, the proposed corridor route would run west for approximately 4 miles, then northwest and north to the existing Blue Ridge Substation.

3.0 Facility Description

The facility includes a wind energy facility and related and supporting facilities. The certificate holder is authorized to construct up to 71~~107~~ wind turbines with a combined maximum nameplate generation capacity of 23~~00~~ MW and related and supporting facilities.

Facility components are further described in Section 3.1 and 3.2 of this site certificate.

3.1 Wind Energy Facility Components

The certificate holder is authorized to construct and operate up to 71~~107~~ wind turbines with a total generating capacity up to 23~~00~~ MW. Wind turbines each consist of a nacelle, a three-bladed rotor, a tubular steel turbine tower, concrete foundation, and an engineered earth and gravel pad. All wind turbines constructed at the site must comply with the maximum approved dimensions provided in Table 2.

Table 2: Approved Wind Turbine Dimensions

Specification	Maximum (ft)
Blade Length	204.1
Hub Height	290.7
Rotor Diameter	416.7
Total Height (tower height plus blade length)	499.0
Aboveground Blade-Tip Clearance	82.3
Turbine Pad Diameter	65
Wind turbine types with the maximum dimension specifications shall be equipped with Low Noise Trailing Edge blades.	

3.2 Related or Supporting Facilities

In addition to the wind energy facility, the certificate holder is authorized to construct and operate the following related and supporting facilities:

- Up to 71~~107~~ Generator Step-Up (GSU) Transformers
- Electrical collection system including up to 73~~95~~ miles of underground 34.5-kV collector lines)
- Up to one~~two~~ collector substation~~s~~
- Up to 17~~27~~ miles of up to two overhead, parallel 230 kV transmission lines
- Up to 1~~5~~ permanent meteorological (met) towers
- Communication and Supervisory Control and Data Acquisition (SCADA) System
- Up to 75~~6~~ miles of new access roads, including up to 60~~61~~ miles of permanent roads and 15 miles of temporary roads.
- One primary temporary construction yard~~and up to four auxiliary construction yards~~.
- ~~A Battery Energy Storage System (30 MW total and Interconnection Facilities~~

Generator Step-Up GSU Transformers

A generator step-up (GSU) transformer would be installed within the engineered pad at the base of each turbine to increase the voltage of the turbine output to 34.5 kV power. Each GSU transformer would be constructed on an 8-inch concrete pad foundation within the engineered earth and gravel pad above the turbine foundation.

Electrical Collection System

The certificate holder is authorized to install up to 73~~95~~ miles of underground 34.5-kV collector lines to connect the GSU transformers to the collector substations. Electrical connections may be located underground or in enclosed junction boxes between the turbine and the GSU transformer.

All collector lines must be buried. Trenches may be up to three-feet wide and should be at least three-feet deep wherever feasible. Where land use and soil conditions make a buried depth of three-feet infeasible, collector lines may be buried at a depth of less than three feet as long as compliance with applicable National Electrical Safety Code (NESC) standards is maintained.

Collector Substations

The certificate holder is authorized to construct one~~two~~ collector substation~~s~~ consisting of transformers, transmission line termination structures, a bus bar, circuit breakers and fuses, control systems, meters, and other equipment. The ~~primary~~ collector substation may occupy up to 7 acres ~~and the alternate substation and Battery Energy Storage System may occupy up to 6.5 acres.~~

Prior to construction, the substation site~~s~~ will be cleared and graded, with a bed of crushed rock applied for a durable surface. The~~Each~~ collector substation must be enclosed by a locked fence.

230-kV Transmission Line

The certificate holder is authorized to construct and operate a 17~~27~~-mile overhead 230-kV overhead transmission line within the transmission line corridor shown within Attachment A.

The transmission line may be constructed in either single or double circuit configuration. If the transmission line is a single circuit, then one set of H-frame or monopole transmission line structures

will be constructed. If the transmission line is two circuits, then either one or two sets of monopole structures will be constructed. Support structures may be constructed of either wood or steel. The structures will be approximately 60 to 150 feet tall and spaced approximately 400 to 800 feet apart depending on the terrain. Each transmission line route requires acquisition of an approximately 150-foot-wide right-of-way from private landowners.

Meteorological Towers

The certificate holder is authorized to construct up to onefive met towers. TheEach met tower must have a free-standing, non-guyed design and may not exceed approximately 328 feet (100 meters) in height. An approximately 32-feet (10-meter) diameter circle of permanent land disturbance is expected around the each tower. Permanent met towers are fitted with safety lighting and paint as required by the Federal Aviation Administration (FAA). The certificate holder may install temporary met towers during construction after obtaining any necessary permits from the affected local government.

Communication and SCADA System

The facility includes a communication system, consisting of fiber optic and copper communication lines that connect the turbines, met towers, and substations to the shared O&M building at Wheatridge II. A SCADA system is installed in the shared O&M buildings to enable remote operation to collect operating data for each wind turbine, and to archive wind and performance data. SCADA system wires are collocated with the electrical collector lines described above.

O&M Buildings

The certificate holder is authorized to utilize the O&M building constructed at Wheatridge II.

Access Roads

The certificate holder is authorized to construct up to 6076 miles of permanent access roads to access facility components. The certificate holder must grade and gravel all newly constructed and improved site access roads to meet load requirements for heavy construction equipment, as necessary. Following turbine construction, the certificate holder will narrow the site access roads for use during operations and maintenance. The additional disturbed width required during construction will be restored following the completion of construction by removing gravel surfacing, restoring appropriate contours with erosion and stormwater control best management practices (BMPs), decompacting as needed, and revegetating the area appropriately.

The certificate holder is authorized to construct up to 15 miles of temporary access roads to facilitate the construction of the 230-kV overhead transmission line. The temporary access roads must be removed and restored following the completion of construction.

No improvements to existing public roads are anticipated to accommodate facility construction. If specific improvements are identified during consultation with the appropriate county road master prior to construction, any required permits will be obtained from the appropriate local government.

Additional Construction Yards

The certificate holder is authorized to construct one 60-acre temporary construction yard. The certificate holder may utilize up to four additional 20-acre temporary construction yards located

~~within the approved micrositing corridors to facilitate the delivery and assembly of material and equipment.~~ The primary construction yard may include one 1,000-gallon diesel and one 500-gallon gasoline above-ground fuel tank, within designated secondary containments areas.

The certificate holder is required to restore all construction yards to pre-construction conditions following completion of construction unless an agreement with the landowner leads to some or all of the construction yards being retained after construction.

In addition, the certificate holder may utilize one or more temporary concrete batch plant areas, located within the construction yard area. The temporary concrete batch plants must be permitted by the selected contractor in accordance with state and local law.

~~*Battery Storage Systems and Interconnection Facilities (DC Coupled)*~~

~~The certificate holder is authorized to construct a 30-MW battery storage system. The BESS may be located in modular containers or a building. Modular containers would be approximately 8 feet wide, 20 feet long and 9 feet tall. A building would be approximately 80 feet long, 100 feet wide and 20 feet tall. Under either option, the system would include:~~

- ~~Lithium-ion batteries within battery modules placed in anchored racks.~~
- ~~Approximately eighteen 2.7 mega-voltampere (MVA) inverters with associated step-up transformers with a combined footprint approximately 8 feet by 4 feet.~~
- ~~A gas pressured deluge fire suppression system, independent smoke detection system, and external fire water tank~~
- ~~A cooling system comprised of a bank of four power conditioning system fan units with motor.~~
- ~~A control house, approximately 16 feet by 11 feet, with an external heating, ventilation and air conditioning unit (HVAC)~~
- ~~A protective device; skid-mounted power transformer; and bi-directional inverter~~

~~Battery and inverter equipment may be electrically connected via a combination of aboveground cable trays, underground conduit, and covered cable trenches. Site surfacing would remain primarily gravel. The battery storage systems would interconnect with facility substations via feeder lines.~~

Shared (WREFE and WREFNE) Related or Supporting Facilities

The certificate holder is authorized to share related or supporting facilities between the WREFE and WREFNE facilities, including the WREFII Baseline Lane laydown yard/O&M building, intraconnection transmission line, substation, SCADA system, and access roads. These related or supporting facilities are split accordingly between WREFE and WREFNE, as demonstrated in their associated site certificates. Similarly, compliance with site certificate conditions and EFSC standards which apply to these shared related or supporting facilities are also split accordingly between WREFE's and WREFNE's site certificates and certificate holders. In accordance with Condition GEN-GS-13, if either certificate holder substantially modifies a shared related or supporting facility or ceases facility operation, the applicable/relevant certificate holder is obligated to submit an amendment determination request or request for amendment to the Department to determine the appropriate process for evaluating the change and ensuring full regulatory coverage under each site certificate, or remaining site certificate if either is terminated, in the future. Additionally, each certificate holder is obligated to demonstrate to the Department that a "Common Facilities Agreement" or similarly legally binding agreement has been fully executed between certificate holders to ensure approval and agreement of access to the shared resources has been obtained prior to operation of shared facilities.

4.0 Site Certificate Conditions

4.1 Condition Format

The conditions in Sections 4.2 through 4.7 of this Site Certificate are organized and coded to indicate the phase of implementation, the standard the condition is required to satisfy, and an identification number (1, 2, 3, etc.)[1]. The table below presents a "key" for phase of implementation:

Key	Type of Conditions/Phase of Implementation
GEN	General Conditions: Design, Construction and Operation
PRE	Pre-Construction Conditions
CON	Construction Conditions
PRO	Pre-Operational Conditions
OPR	Operational Conditions
RET	Retirement Conditions

The standards are presented using an acronym; for example, the General Standard of Review is represented in the condition numbering as "GS"; the Soil Protection standard is represented in the condition numbering as "SP" and so forth.

For example, the coding of Condition GEN-GS-01 represents that the condition is a general condition (GEN) to be implemented during design, construction and operation of the facility, is required to satisfy the Council's General Standard of Review, and is condition number 1.

This site certificate contains conditions initially imposed in the Wheatridge Wind Energy Facility site certificate, as approved in April 2017, and amended in July 2017 (AMD1), November (AMD2) and December 2018 (AMD3), November 2019 (AMD4), and May 2020 (AMD5). Site certificate conditions include a bracketed citation (e.g. [Final Order on ASC (2017), AMD2 (2018), AMD4 (2019)]) which provides reference to the Council order imposing or amending the condition. Bracketed citations dated 2017 through May 2020 represent conditions imposed or amended under the Wheatridge Wind Energy Facility site certificate; bracketed citations dated after May 2020 represent conditions imposed or amended under the Wheatridge Renewable Energy Facility II site certificate, and bracketed citations dated after 2024 represent conditions imposed or amended under the Wheatidge Renewable Energy Facility East site certificate.

[1] The identification number is not representative of an order that conditions must be implemented; it is intended only to represent a numerical value for identifying the condition.

4.2 General Conditions (GEN): Design, Construction and Operations

Condition Number	General (GEN) Conditions
STANDARD: GENERAL STANDARD OF REVIEW (GS) [OAR 345-022-0000]	
GEN-GS-01	The certificate holder shall begin construction of all facility components located in areas added to the site by the Final Order on Request for Amendment 1 (i.e. all facility components within micrositing siting areas located south of Butter Creek, except the 230-kV transmission line) on or before May 31, 2027. The certificate holder shall provide written notification to the Department that it has met the construction commencement deadline. [Final Order on ASC (2017), General Standard Condition 1; AMD2 (2018); AMD4 (2019); AMD1 (2020)]; AMD1 (2024)] [Mandatory Condition OAR 345-025-0006(4)]
GEN-GS-02	The certificate holder shall complete construction of facility components by the following dates: a. May 24, 2026: All facility components approved in the Final Order on the Application for Site Certificate for the Wheatridge Wind Energy Facility (i.e. facility components in the portion of the site north of Butter Creek and the 230-kV transmission line), as applicable based on final design. The certificate holder shall promptly notify the Department of the date of completion of construction. b. Within 3 years of the date of construction commencement: All facility components located in areas added to the site by the Final Order on Amendment 1 (i.e. all facility components within micrositing siting areas located south of Butter Creek, except the 230-kV transmission line). The certificate holder shall promptly notify the Department of the date of completion of construction. [Final Order on ASC (2017), General Standard Condition 2; AMD2 (2018); AMD4 (2019); AMD5 (2020); AMD1 (2024)] [Mandatory Condition OAR 345-025-0006(4)]
GEN-GS-03	The certificate holder shall design, construct, operate, and retire the facility: a. Substantially as described in the site certificate; b. In compliance with the requirements of ORS Chapter 469, applicable Council rules, and applicable state and local laws, rules and ordinances in effect at the time the site certificate is issued; and c. In compliance with all applicable permit requirements of other state agencies. [Final Order on ASC (2017), Mandatory Condition 2] [OAR 345-025-0006(3) AMD1 (2024)]
GEN-GS-04	a. Except as necessary for the initial survey or as otherwise allowed for wind energy facilities, transmission lines or pipelines under this section, the certificate holder shall not begin construction, as defined in OAR 345-001-0010, or create a clearing on any part of the site until the certificate holder has construction rights on all parts of the site. For the purpose of this rule, "construction rights" means the legal right to engage in construction activities. b. For wind energy facilities, transmission lines or pipelines, if the certificate holder does not have construction rights on all parts of the site, the certificate holder may nevertheless begin construction, as defined in OAR 345-001-0010, or create a clearing on a part of the site if the certificate holder has construction rights on that part of the site and: 1. The certificate holder would construct and operate part of the facility on that part of the site even if a change in the planned route of a transmission line or pipeline occurs during the certificate holder's negotiations to acquire construction rights on another part of the site; or

	2. The certificate holder would construct and operate part of a wind energy facility on that part of the site even if other parts of the facility were modified by amendment of the site certificate or were not built. [Final Order on ASC (2017), Mandatory Condition 3] [OAR 345-025-0006(5)]
GEN-GS-05	If the certificate holder becomes aware of a significant environmental change or impact attributable to the facility, the certificate holder shall, as soon as possible, submit a written report to the department describing the impact on the facility and any affected site certificate conditions. [Final Order on ASC (2017), Mandatory Condition 6] [OAR 345-025-0000(6)]
GEN-GS-06	The Council shall include as conditions in the site certificate all representations in the site certificate application and supporting record the Council deems to be binding commitments made by the applicant. [Final Order on ASC (2017), Mandatory Condition 5] [OAR 345-025-0006(10)]
GEN-GS-07	Upon completion of construction, the certificate holder shall restore vegetation to the extent practicable and shall landscape all areas disturbed by construction in a manner compatible with the surroundings and proposed use. Upon completion of construction, the certificate holder shall remove all temporary structures not required for facility operation and dispose of all timber, brush, refuse and flammable or combustible material resulting from clearing of land and construction of the facility. [Final Order on ASC (2017), Mandatory Condition 6] [OAR 345--025-0006(11)]
GEN-GS-08	The certificate holder shall design, engineer and construct the facility to avoid dangers to human safety presented by seismic hazards affecting the site that are expected to result from all maximum probable seismic events. As used in this rule "seismic hazard" includes ground shaking, ground failure, landslide, liquefaction triggering and consequences (including flow failure, settlement buoyancy, and lateral spreading), cyclic softening of clays and silts, fault rupture, directivity effects and soil-structure interaction. For coastal sites, this also includes tsunami hazards and seismically-induced coastal subsidence. [Final Order on ASC (2017), Mandatory Condition 7] [OAR 345-025-0006(12)]
GEN-GS-09	The certificate holder shall notify the Department, the State Building Codes Division and the Department of Geology and Mineral Industries promptly if site investigations or trenching reveal that conditions in the foundation rocks differ significantly from those described in the application for a site certificate. After the Department receives the notice, the Council may require the certificate holder to consult with the Department of Geology and Mineral Industries and the Building Codes Division and to propose mitigation actions. [Final Order on ASC (2017), Mandatory Condition 8] [OAR 345-025-0006(13)]
GEN-GS-10	The certificate holder shall notify the department, the State Building Codes Division and the Department of Geology and Mineral Industries promptly if shear zones, artesian aquifers, deformations or clastic dikes are found at or in the vicinity of the site. After the Department receives notice, the Council may require the certificate holder to consult with the Department of Geology and Mineral Industries and the Building Codes Division to propose and implement corrective or mitigation actions. [Final Order on ASC (2017), Mandatory Condition 9] [OAR 345-025-0006(14)]
GEN-GS-11	Before any transfer of ownership of the facility or ownership of the site certificate holder, the certificate holder shall inform the department of the proposed new owners. The requirements of OAR 345-027-0400 apply to any transfer of ownership that requires a transfer of the site certificate. [Final Order on ASC (2017), Mandatory Condition 10] [OAR 345-025-0006(15)]
GEN-GS-12	The certificate holder is authorized to construct the 230-kV transmission line anywhere within the approved corridor described in Section 2.3 of the site certificate, and presented in Attachment A. [Final Order on ASC (2017), Site Specific Condition 1] [OAR 345-025-0010(5)] AMD1(2024)]

GEN-GS-13	The certificate holder may operationally share~~utilize~~ the temporary Baseline Lane construction yard and O&M Building, constructed and operated under the site certificate for Wheatridge Renewable Energy Facility II, as well as share the following related or supporting facilities with WREFNE: the intraconnection transmission line, substation, SCADA system, and access roads (as approved in Final Order on Amendment 1 to WREFE), subject to the following: a. Within 30 days of use by ~~both~~ certificate holders of the shared facilities, the certificate holder must provide evidence to the Department that the certificate holders of the shared facilities have an executed agreement for shared use of any constructed shared facilities. The Share Use Agreements must allow operation and maintenance personnel and contractors access to the shared facilities of WREFII, WREFE, and WREFNE. ~~b. If WREFII proposes to substantially modify any of the shared facilities listed in sub(a) of this condition, each certificate holder shall submit an amendment determination request or request for site certificate amendment to obtain a determination from the Department on whether a site certificate amendment is required or to process an amendment for both site certificates in order to accurately account for any significant change in the decommissioning amount required under Condition PRE-RF-02.~~ ~~c. Prior to facility decommissioning or if facility operations cease, each certificate holder shall submit an amendment determination request or request for site certificate amendment to document continued ownership and full responsibility, including coverage of full decommissioning amount of the shared facilities in the bond or letter of credit pursuant to Condition PRE-RF-02, for the operational facility, if facilities are decommissioned at different times.~~ [Final Order on AMD1 (2024)]
STANDARD: ORGANIZATIONAL EXPERTISE (OE) [OAR 345-022-0010]	
GEN-OE-01	Any matter of non-compliance under the site certificate is the responsibility of the certificate holder. Any notice of violation issued under the site certificate will be issued to the certificate holder. Any civil penalties under the site certificate will be levied on the certificate holder. [Final Order on ASC (2017), Organizational Expertise Condition 5]
GEN-OE-02	In addition to the requirements of OAR 345-026-0170, within 72 hours after discovery of incidents or circumstances that violate the terms or conditions of the site certificate, the certificate holder must report the conditions or circumstances to the department. [Final Order on ASC (2017), Organizational Expertise Condition 6]
GEN-OE-03	During facility construction and operation, the certificate holder shall report to the Department, within 7 days, any change in the corporate structure of the parent company, NextEra Energy Resources, LLC. The certificate holder shall report promptly to the Department any change in its access to the resources, expertise, and personnel of NextEra Energy Resources, LLC and demonstrate how it will timely replace any loss of access to such resources, expertise and personnel with other resources, expertise and personnel sufficient to ensure ongoing compliance with site certificate terms and conditions. [Final Order on AMD1 (2017), Organizational Expertise Condition 9, AMD1 (2024)]

~~GEN-OE-04~~	~~The certificate holder shall:~~ ~~a. Prior to and during construction, as applicable, provide evidence to the Department that a contractual agreement has been obtained for transport and disposal of battery and battery waste by a licensed hauler and requires the third-party to comply with all applicable laws and regulations, including applicable provisions of 49 CFR 173.185.~~ ~~b. Prior to transporting and disposing of battery and battery waste during facility operations, provide evidence to the Department that a contractual agreement has been obtained for transport and disposal of battery and battery waste by a licensed hauler and requires the third-party to comply with all applicable laws and regulations, including applicable provisions of 49 CFR 173.185.~~ ~~[Final Order on AMD2 (2018), Organizational Expertise Condition 10]~~
GEN-OE-05	*Deleted in Final Order on Amendment 1* [Final Order on AMD5 (2020); Organizational Expertise Condition 11; AMD1 (2020)]
STANDARD: STRUCTURAL (SS) [OAR 345-022-0020]	
GEN-SS-01	The certificate holder shall design, engineer, and construct the facility in accordance with the current versions of the latest International Building Code, Oregon Structural Specialty Code, and building codes as adopted by the State of Oregon at the time of construction. [Final Order on ASC (2017), Structural Standard Condition 2]
STANDARD: LAND USE (LU) [OAR 345-022-0030]	
GEN-LU-01	a. Wind turbines located in Morrow County shall be setback at least: 1. 110 percent of maximum blade tip height from the property line of any abutting property of any non-participating property owners. 2. 100 feet from all property boundaries, including participant property boundaries within the site boundary, if practicable. 3. 110 percent of the overall tower-to-blade tip height from the boundary right-of-way of county roads, state and interstate highways. b. Wind turbine foundations in Morrow County shall not be located on any property boundary, including participant property boundaries within the site boundary. [Final Order on ASC (2017), Land Use Condition 1; AMD3 (2018); AMD4 (2019); AMD5 (2020); AMD1 (2020), AMD1 (2024)]
GEN-LU-02	During design and construction of the facility, the certificate holder shall: a. Obtain an access permit for changes in access on Morrow County roads; and b. Improve or develop private access roads impacting intersections with Morrow County roads in compliance with Morrow County access standards. [Final Order on ASC (2017), Land Use Condition 4]
GEN-LU-03	During design and construction, the certificate holder shall implement the following actions on the~~all~~ meteorological tower~~s~~ approved through the site certificate: a. Paint the tower~~s~~ in alternating bands of white and red or aviation orange; or b. Install aviation lighting as recommended by the Federal Aviation Administration. [Final Order on ASC (2017), Land Use Condition 9]

GEN-LU-04	The certificate holder shall design and construct the facility using the minimum land area necessary for safe construction and operation. The certificate holder shall: a. Locate access roads and temporary ~~construction yards and~~ laydown yard~~areas~~ to minimize disturbance of farming practices. Construction laydown yard~~s and laydown areas~~ shall be located within the future footprint of permanent structures to the extent practicable; b. Locate turbines and transmission lines along the margins of cultivated areas to reduce the potential for conflict with farm operations, where feasible. c. Bury underground communication and electrical lines within the area disturbed by temporary road widening, where possible. [Final Order on ASC (2017), Land Use Condition 11; AMD4 (2019); AMD1 (2020), AMD1 (2024)]
GEN-LU-05	During design and construction of the facility, the certificate holder shall ensure that fencing and landscaping at facility components within Morrow County blend with the nature of the surrounding area. [Final Order on ASC (2017), Land Use Condition 14; AMD1(2024)]
~~GEN-LU-06~~	~~Wind turbines located within Umatilla County shall be setback at least:~~ ~~a. 110 percent of the overall tower-to-blade tip height from the boundary right-of-way of county roads and state and interstate highways in Umatilla County.~~ ~~b. 2 miles from turbine towers to any urban growth boundary.~~ ~~c. 1 mile from turbine towers to land within Umatilla County's Unincorporated Community Zone.~~ ~~d. 2 miles from turbine towers to any rural residence within Umatilla County, unless the rural residence is owned by a participating landowner.~~

	~~e. 164 feet (50 meters) from tower and facility components to known archeological, historical, or cultural sites, including cultural sites of the Confederated Tribes of the Umatilla Indian Reservation (CTUIR).~~ ~~[Final Order on ASC (2017), Land Use Condition 16; AMD3 (2018), AMD1 (2024)]~~
GEN-LU-07	Deleted.[Final Order on ASC (2017), Land Use Condition 20; AMD1(2024)]
~~GEN-LU-08~~	~~During facility design and construction of new access roads, the certificate holder shall implement best management practices after consultation with the Umatilla County Soil and Water Conservation district. The new and improved road designs must be reviewed and certified by a civil engineer.~~ ~~[Final Order on ASC (2017), Land Use Condition 22, AMD1 (2024)]~~
~~GEN-LU-09~~	~~Before beginning electrical production, the certificate holder shall provide GIS data showing the location of each facility component located in Umatilla County to the department and Umatilla County in a format suitable for GPS mapping.~~ ~~[Final Order on ASC (2017), Land Use Condition 24; AMD1 (2024)]~~
~~GEN-LU-10~~	~~During construction and operation of the facility, the certificate holder shall deliver a copy of the annual report required under OAR 345-026-0080 to the Umatilla County Planning Commission on an annual basis.~~ ~~[Final Order on ASC (2017), Land Use Condition 28]~~
STANDARD: RETIREMENT AND FINANCIAL ASSURANCE (RT) [OAR 345-022-0050]	
GEN-RF-01	The certificate holder shall prevent the development of any conditions on the site that would preclude restoration of the site to a useful, non-hazardous condition to the extent that prevention of such site conditions is within the control of the certificate holder. [Final Order on ASC (2017), Retirement and Financial Assurance Condition 1] [Mandatory Condition OAR 345-025-0006(7)]
STANDARD: FISH AND WILDLIFE HABITAT (FW) [OAR 345-022-0060]	
GEN-FW-01	During construction and operation of the facility, the certificate holder shall impose a 20 mile per hour speed limit on all private access roads within the site. [Final Order on ASC (2017), Fish and Wildlife Habitat Condition 2, AMD1 (2024)]
GEN-FW-02	The certificate holder shall construct all overhead transmission lines in accordance with the latest Avian Power Line Interaction Committee design standards, and shall only install permanent meteorological towers that are unguyed. [Final Order on ASC (2017), Fish and Wildlife Habitat Condition 6, AMD1 (2024)]
STANDARD: SCENIC RESOURCES (SR) [OAR 345-022-0080]	
GEN-SR-01	Outdoor night lighting at the collector substation~~s and battery storage systems~~ must be: a. The minimum number and intensity required for safety and security; b. Directed downward and inward within the facility to minimize backscatter and offsite light trespass; and c. Have motion sensors and switches to keep lights turned off when not needed. [Final Order on ASC (2017), Scenic Resources Condition 1, AMD2 (2018), AMD1 (2024)]
GEN-SR-02	The certificate holder shall: ~~a. Design and construct battery storage systems to be generally consistent with the character of agricultural buildings used by farmers or ranchers in the area, and the buildings shall be finished in a neutral color to blend with the surrounding landscape;~~ b. Paint or otherwise finish turbine towers in a grey, white, or off-white, low reflectivity coating to minimize reflection and contrast with the sky, unless required otherwise by the local code applicable to the structure location. c. Design and construct support towers for the intraconnection transmission lines using either wood or steel structures and utilize finish with a low reflectivity coating;

	d. Finish substation structures ~~and battery storage systems~~ utilizing neutral colors to blend with the surrounding landscape; e. Minimize use of lighting and design lighting to prevent offsite glare; f. Not display advertising or commercial signage on any part of the proposed facility; g. Limit vegetation clearing and ground disturbance to the minimum area necessary to safely and efficiently install the facility equipment; h. Water access roads and other areas of ground disturbance during construction, as needed, to avoid the generation of airborne dust; and i. Restore and revegetate temporary impact areas as soon as practicable following completion of construction. [Final Order on ASC (2017), Scenic Resources Condition 2, AMD2 (2018), AMD1 (2024)]
STANDARD: PUBLIC SERVICES (PS) [OAR 345-022-0110]	
GEN-PS-01	During construction and operation, the certificate holder shall coordinate with its solid waste handler to provide the information solicited through the Oregon Department of Environmental Quality's Recycling Collector Survey to the Morrow County waste shed representative on an annual basis. [Final Order on ASC (2017), Public Services Condition 5]
GEN-PS-02	The certificate holder shall construct turbine towers with no exterior ladders or access to the turbine blades and shall install locked tower access doors. Tower access doors shall be locked at all times authorized personnel are not present. [Final Order on ASC (2017), Public Services Condition 11, AMD1 (2024)]
GEN-PS-03	Prior to construction and operation of the facility, the certificate holder must provide employee fire prevention and response training that includes instruction on facility fire hazards, fire safety, emergency notification procedures, use of fire safety equipment, and fire safety rules and regulations. The certificate holder shall notify the department and the first-response agencies listed in the Emergency Management Plan developed to comply with Condition PRE-PS-05 at least 30 days prior to the annual training to provide an opportunity to participate in the training. Equivalent training shall be provided to new employees or subcontractors working on site that are hired during the fire season. The certificate holder must retain records of the training and provide them to the department upon request. [Final Order on ASC (2017), Public Services Condition 18, AMD1 (2024)]
GEN-PS-04	The certificate holder shall maintain ~~the battery storage systems and~~ substation components within a 100foot vegetation free zone. [Final Order on AMD2 (2018), Public Services Condition 23, AMD1 (2024)]
STANDARD: PUBLIC HEALTH AND SAFETY FOR WIND FACILITIES (WF) [OAR 345-024-0010]	
GEN-WF-01	During construction and operation, the certificate holder shall follow manufacturers' recommended handling instructions and procedures to prevent damage to turbine or turbine tower components. [Final Order on ASC (2017), Public Health and Safety Standards for Wind Facilities Condition 3]
GEN-WF-02	The certificate holder shall notify the department, the Morrow County Planning Department ~~and the Umatilla County Planning Department~~ within 72 hours of any accidents including mechanical failures on the site associated with construction or operation of the facility that may result in public health or safety concerns. [Final Order on ASC (2017), Public Health and Safety Standards for Wind Facilities Condition 5]
STANDARD: CUMULATIVE EFFECTS STANDARD FOR WIND ENERGY FACILITIES (CE) [OAR 345-024-0015]	
GEN-CE-01	All wind turbines shall be setback at least the following distances from the active raptor nest locations identified in pre-construction raptor nest surveys required under Condition PRE-FW-01: a. 0.25 miles from active Swainson's hawk nest locations; b. 0.5 miles from active ferruginous hawk nest locations; and

	c. 2 miles from active eagle nest locations. d. At least 0.8 miles from Butter Creek and Little Butter Creek. [AMD1 (2024)]

4.3 Pre-Construction (PRE) Conditions

Condition Number	Pre-Construction (PRE) Conditions
STANDARD: ORGANIZATIONAL EXPERTISE (OE) [OAR 345-022-0010]	
PRE-OE-01	Before beginning construction of the facility, facility component or phase, as applicable, the certificate holder shall notify the department of the identity, qualifications, and past regulatory performance of the major design, engineering and construction contractor(s) for the facility. The certificate holder shall select contractors that have substantial experience in the design, engineering and construction of similar facilities. The certificate holder shall not select contractors that have a history of non-compliance with state laws, rules or license requirements. The certificate holder shall report to the department any changes of major contractors. [Final Order on ASC (2017), Organizational Expertise Condition 1, AMD1 (2020), AMD1 (2024)]
PRE-OE-02	Before beginning construction of the facility, facility component or phase, as applicable, the certificate holder shall notify the department of the identity and qualifications of the construction manager to demonstrate that the construction manager is qualified in environmental compliance and has the capability to ensure compliance with all site certificate conditions. [Final Order on ASC (2017), Organizational Expertise Condition 2; AMD1 (2020)]
PRE-OE-03	Prior to construction of the facility, facility component or phase, as applicable, the certificate holder shall contractually require all construction contractors and subcontractors involved in the construction of the facility to comply with all applicable laws and regulations and with the terms and conditions of the site certificate. Such contractual provisions shall not operate to relieve the certificate holder of responsibility under the site certificate. [Final Order on ASC (2017), Organizational Expertise Condition 3, AMD1 (2020)]
PRE-OE-04	Before beginning construction of the facility, facility component or phase, as applicable, the certificate holder shall notify the department before conducting any work on the site that does not qualify as surveying, exploration, or other activities to define or characterize the site. The notice must include a description of the work and evidence that the certificate holder has satisfied all pre-construction conditions that are applicable to the facility, facility component, or phase. [Final Order on ASC (2017), Organizational Expertise Condition 4, AMD1 (2020), AMD1 (2024)]
PRE-OE-05	Prior to construction of the facility, facility component or phase, as applicable, the certificate holder must provide the department and ~~Umatilla and~~ Morrow County~~ies~~ with the name(s) and location(s) of the aggregate source and evidence of the source's county permit(s). [Final Order on ASC (2017), Organizational Expertise Condition 7, AMD1 (2020)]
PRE-OE-06	Deleted. [Final Order on ASC (2017), Organizational Expertise Condition 8; AMD4 (2019); AMD5 (2020); AMD1 (2020); AMD1 (2024)]
PRE-OE-07	a. Before beginning construction of the facility, facility component, or phase, as applicable, the certificate holder shall provide, to the Department: 1. A list of all state and local permits and approvals that may be necessary for construction of the facility, indicating whether the permit will be obtained by the certificate holder or by a third party; 2. Copies of all listed permits, or evidence demonstrating that the permits are not necessary; and

	3. Proof of agreements between the certificate holder and the third-party regarding access to the resources or services secured by any permits or approvals issued to a third party. b. During construction of the facility, the certificate holder shall notify the Department of any violation, Notice of Violation, or allegation of a violation of the terms or conditions of any permits and approvals for the construction and operation of the facility.- [AMD1 (2024)]
STANDARD: STRUCTURAL (SS) [OAR 345-022-0020]	
PRE-SS-01	Before beginning construction of the facility, facility component or phase, as applicable, the certificate holder must: a. Submit a protocol to the Department and Oregon Department of Geology & Mineral Industries (DOGAMI), for review, with the applicable codes, standards, and guidelines to be used, and proposed geotechnical work to be conducted for the site-specific geotechnical investigation report. b. Following receipt and review of Department and DOGAMI comments on the protocol per (a), the certificate holder shall conduct a site-specific geological and geotechnical investigation, and shall report its findings to DOGAMI and the department. The report shall be used by the certificate holder in final facility layout and design. The department shall review, in consultation with DOGAMI, and confirm that the investigation report includes an adequate assessment of the following information: 1. Subsurface soil and geologic conditions of the site boundary 2. Define and delineate geological and geotechnical hazards, and means to mitigate these hazards 3. Geotechnical design criteria and data for the turbine foundations, foundations of the substation~~s~~, ~~battery storage systems,~~ roads, and other related and supporting facilities 4. Design data for installation of underground collector lines and overhead transmission lines 5. Investigation of specific areas with potential for slope instability and landslide hazards. Landslide hazard evaluation shall be conducted by LIDAR and field work, as recommended by DOGAMI 6. Investigations of the swell and collapse potential of loess soils within the site boundary. [Final Order on ASC (2017), Structural Standard Condition 1; AMD2 (2018); AMD1 (2020), AMD1 (2024)]
PRE-SS-02	Prior to construction of the facility, facility component or phase, as applicable, the certificate holder shall include as part of the geotechnical investigation required per Structural Standard Condition 1, an investigation of all potentially active faults within the site boundary. The investigation shall include a description of the potentially active faults, their potential risk to the facility, and any additional mitigation that will be undertaken by the certificate holder to ensure safe design, construction, and operation of the facility. [Final Order on ASC (2017), Structural Standard Condition 3; AMD5 (2020), AMD1 (2020)]
PRE-SS-03	Prior to construction of the facility, facility component or phase, as applicable, the certificate holder shall include as part of the geotechnical investigation required per Structural Standard Condition 1 an investigation of specific areas with potential for slope instability and shall site turbine strings appropriate to avoid potential hazards. The landslide hazards shall be investigated and mapped before final facility layout and design. The landslide hazard evaluation shall be conducted by a combination of LIDAR and field work.

	[Final Order on ASC (2017), Structural Standard Condition 4, AMD1 (2020)]
PRE-SS-04	Prior to construction of the facility, facility component or phase, as applicable, the certificate holder shall include as part of the geotechnical investigation required per Structural Standard Condition 1, an investigation of the swell and collapse potential of loess soil in the site boundary. Based on the results of the investigation, the certificate holder shall include mitigation measures including, as necessary, over-excavating and replacing loess soil with structural fill, wetting and compacting, deep foundations, or avoidance of specific areas. [Final Order on ASC (2017), Structural Standard Condition 5, AMD1 (2020)]
STANDARD: SOIL PROTECTION (SP) [OAR 345-022-0022]	
PRE-SP-01	Prior to construction of the facility, facility component, or phase, as applicable, the certificate holder shall provide a copy of a Spill Prevention Control and Countermeasures (SPCC) plan that meets the requirements of 40 CFR part 112, to be implemented by the certificate holder or its contractor during facility construction. [Final Order on ASC (2017), Soil Protection Condition 3, AMD1 (2024)]
PRE-SP-02	The final Revegetation Plan required under Condition PRE-FW-05 shall include a program to protect and restore soils temporarily disturbed during facility construction. All soils shall be properly excavated, stored, and replaced by soil horizon. Topsoil shall be preserved and replaced. [Final Order on ASC (2017), Soil Protection Condition 4, AMD1 (2020), AMD1 (2024)]
PRE-SP-03	Deleted. [Final Order on ASC (2017), Soil Protection Condition 7; AMD1 (2024)]
STANDARD: LAND USE (LU) [OAR 345-022-0030]	
PRE-LU-01	Before beginning construction of the facility, facility component or phase, as applicable, in Morrow County the certificate holder shall complete the following: a. Pay the requisite fee and obtain a Zoning Permit from Morrow County for all facility components sited in Morrow County; and b. Obtain all other necessary local permits, including building permits. c. Provide the county with a building permit application, a third party technical report which includes: 1. Evaluates fire hazards and; ~~2. Presents mitigation and recommendations for a fire suppression system designed for the battery storage systems.~~ d. The certificate holder shall provide copies of the third-party technical report and issued permits to the Department. [Final Order on ASC (2017), Land Use Condition 3; AMD2 (2018), AMD1 (2020), AMD1 (2024)]
PRE-LU-02	Before beginning construction of the facility, facility component or phase, as applicable, the certificate holder shall pay the requisite fee and obtain a Conditional Use Permit as required under Morrow County Zoning Ordinance Article 6 Section 6.015. [Final Order on ASC (2017), Land Use Condition 5, AMD1 (2020)]
PRE-LU-03	a. At least 30 days before beginning construction of the facility, facility component or phase, as applicable, the certificate holder shall submit to the Department for review and approval, a Weed Control Plan that is consistent with the draft plan provided in the Attachment F of the *Final Order on Amendment 1 of the Site Certificate for the Wheatridge Renewable Energy Facility East* (June 2024). b. The Department shall consult with Morrow ~~and Umatilla~~ County~~ies~~ and ODFW during review of the draft plan and may impose additional requirements as needed to ensure compliance with the requirements of those jurisdictions and the Revegetation Plan required under Condition PRE-FW-05.

	c. The certificate holder shall implement the requirements of the approved plan during all phases of construction and operation of the facility. [Final Order on ASC (2017), Land Use Condition 6; AMD5 (2020); AMD1 (2020), AMD1 (2024)]
PRE-LU-04	Before beginning construction of the facility, facility component or phase, as applicable, the certificate holder shall record in the real property records of Morrow County a Covenant Not to Sue with regard to generally accepted farming practices on adjacent farmland. [Final Order on ASC (2017), Land Use Condition 7, AMD1 (2020)]
PRE-LU-05	Prior to beginning construction of the facility, facility component or phase, as applicable, the certificate holder shall consult with surrounding landowners and lessees and shall consider proposed measures to reduce or avoid any adverse impacts to farm practices on surrounding lands and to avoid any increase in farming costs during construction and operation of the facility. Prior to beginning construction, the certificate holder shall provide evidence of this consultation to the department~~,~~ and Morrow County~~, and Umatilla County~~. [Final Order on ASC (2017), Land Use Condition 12; AMD5 (2020), AMD1 (2020)]
PRE-LU-06	Deleted. [Final Order on ASC (2017), Land Use Condition 13, AMD1 (2020), AMD1 (2024)]
~~PRE-LU-07~~	~~Before beginning construction of the facility, facility component or phase, as applicable, the certificate holder must:~~ ~~a. Pay the requisite fee(s) and obtain a Zoning Permit(s) from Umatilla County for facility components sited within Umatilla County.~~ ~~b. Provide the Department and county with a building permit application that includes a third party technical report which:~~ ~~1. Evaluates fire hazards, and~~ ~~2. Presents mitigation and recommendations for a fire suppression system designed for the battery storage systems.~~ ~~c. The certificate holder shall provide copies of the third-party technical report and issued permits to the Department.~~ ~~[Final Order on ASC (2017), Land Use Condition 15; AMD2 (2018), AMD1 (2020), AMD1 (2024)]~~
PRE-LU-08	Prior to facility construction of the facility, facility component or phase, as applicable, the certificate holder shall install gates and no trespassing signs at all private access roads established or improved for the purpose of facility construction and operation if requested by the underlying landowner. [Final Order on ASC (2017), Land Use Condition 18; AMD4 (2019), AMD1 (2020)]
~~PRE-LU-09~~	~~Before beginning construction of the facility, facility component or phase, as applicable, the certificate holder shall record in the real property records of Umatilla County a Covenant Not to Sue with regard to generally accepted farming practices on adjacent farmland.~~ ~~[Final Order on ASC (2017), Land Use Condition 21, AMD1 (2020)]~~
PRE-LU-10	Prior to beginning construction of the 230-kV transmission line, the certificate holder shall submit evidence that all owners in the transmission line corridor have been consulted as required by ORS 215.276. [AMD1 (2024)]
STANDARD: RETIREMENT AND FINANCIAL ASSURANCE (RT) [OAR 345-022-0050]	
PRE-RF-01	Before beginning construction of the facility, the certificate holder shall submit to the State of Oregon, through the Council, a bond or letter of credit in a form and amount satisfactory to the Council to restore the site to a useful, non-hazardous condition. The certificate holder shall maintain a bond or letter of credit in effect at all times until the facility has been retired. The Council may specify different amounts for the bond or letter of credit during construction and during operation of the facility.

	[Final Order on ASC (2017), Retirement and Financial Assurance Condition 4] [Mandatory Condition OAR 345-025-0006(8)]
PRE-RF-02	Before beginning construction of the wind energy facility components or its related or supporting facilities, the certificate holder shall submit to the State of Oregon, through the Council, a bond or letter of credit naming the State of Oregon, acting by and through the Council, as beneficiary or payee. The initial bond or letter of credit amount for wind facility components is $17.9~~28.4~~ million dollars (Q2~~4~~ 2024~~3~~ dollars), to be adjusted to the date of issuance , and adjusted on an annual basis thereafter, as described in sub-paragraph (b) of this condition: a. The initial bond or letter of credit amount may be adjusted based on the final design configuration of the facility and the line items and unit costs presented in Attachment C of the Final Order on Amendment 1. Any revision to the restoration costs should be adjusted to the date of issuance as described in (b) and subject to review and approval by the Council. b. The certificate holder shall adjust the amount of the bond or letter of credit using the following calculation: 1. Adjust the amount of the bond or letter of credit (expressed in Q2~~4~~ 2024~~3~~ dollars to present value, using the U.S. Gross Domestic Product Implicit Price Deflator, Chain-Weight, as published in the Oregon Department of Administrative Services' "Oregon Economic and Revenue Forecast" or by any successor agency and using the second~~fourth~~ quarter 2024~~3~~ index value and the quarterly index value for the date of issuance of the new bond or letter of credit. If at any time the index is no longer published, the Council shall select a comparable calculation to adjust second~~fourth~~ quarter 2024~~3~~ dollars to present value. 2. Round the result total to the nearest $1,000 to determine the financial assurance amount. c. The certificate holder shall use an issuer of the bond or letter of credit approved by the Council. d. The certificate holder shall use a form of bond or letter of credit approved by the Council. The certificate holder shall describe the status of the bond or letter of credit in the annual report submitted to the Council under OAR 345-026-0080. The bond or letter of credit shall not be subject to revocation or reduction before retirement of the facility site. [Final Order on ASC (2017), Retirement and Financial Assurance Condition 5; AMD2 (2018); AMD4 (2019); AMD5 (2020); AMD1 (2020); AMD1(2024)]
STANDARD: FISH AND WILDLIFE HABITAT (FW) [OAR 345-022-0060]	

PRE-FW-01	a. Prior to final site design and facility layout, the certificate holder shall conduct a field-based habitat survey to confirm the habitat categories of all areas that will be affected by facility components, as well as the locations of any sensitive resources such as active raptor and other bird nests. Areas within mapped Mule Deer Winter Range may be assumed to be Category 2 habitat; however, the boundaries of any areas of developed agriculture within Mule Deer Winter Range shall be surveyed to confirm changes. The survey shall be planned in consultation with the department and ODFW, and survey protocols shall be confirmed with the department and ODFW. b. Following completion of the field survey, and final layout design and engineering, the certificate holder shall provide the department and ODFW a report containing the results of the survey, showing expected final location of all facility components, the habitat categories of all areas that will be affected by facility components, and the locations of any sensitive resources. The report shall also include tabular showing the acres of expected temporary and permanent impacts to each habitat category, type, and sub-type. The pre-construction survey shall be used to complete final design, facility layout, and micrositing of facility components. As part of the report, the certificate holder shall include its impact assessment methodology and calculations, including assumed temporary and permanent impact acreage
	for each transmission structure, wind turbine, access road, and all other facility components. If the construction laydown yard~~s are~~is to be retained post construction, due to a landowner request or otherwise, the construction laydown yard~~s~~ must be calculated as permanent impacts, not temporary. c. In classifying the affected habitat into habitat categories, the certificate holder shall consult with the department and ODFW. The certificate holder shall not begin construction of the facility until the habitat assessment, categorization, and impact assessment has been approved by the department, in consultation with ODFW. d. The certificate holder shall not construct any facility components within areas of Category 1 habitat and shall avoid temporary disturbance of Category 1 habitat. [Final Order on ASC (2017), Fish and Wildlife Habitat Condition 1, AMD1 (2024)]
PRE-FW-02	Prior to operation, the certificate holder shall finalize the Wildlife Monitoring and Mitigation Plan (WMMP) provided in Attachment F-2 of the *Final Order on Request for Amendment 1 of the Wheatridge Renewable Energy Facility II Site Certificate* (November 2020), by updating the thresholds of concern in Section 3.6 of the WMMP in consultation with the Department and ODFW. The WMMP may be amended from time to time by agreement of the certificate holder and the Council. Such amendments may be made without amendment of the site certificate. The Council authorizes the Department to agree to amendments to this plan. The Department shall notify the Council of all amendments, and the Council retains the authority to approve, reject, or modify any amendment of the WMMP agreed to by the Department. [Final Order on ASC (2017), Fish and Wildlife Habitat Condition 4; AMD5 (2020), AMD1 (2024)]
PRE-FW-03	Prior to construction of the facility, facility component or phase, as applicable, the certificate holder shall flag all environmentally sensitive areas as restricted work zones. Restricted work zones shall include but not be limited to areas with sensitive or protected plant species, including candidate species, wetlands and waterways that are not authorized for construction impacts, areas with seasonal restrictions, and active state sensitive species bird nests. [Final Order on ASC (2017), Fish and Wildlife Habitat Condition 8, AMD1 (2020)]

PRE-FW-04	Before beginning construction of the facility, facility component or phase, as applicable, the certificate holder shall prepare and receive approval from the Department of a final Habitat Mitigation Plan (HMP), substantially as presented in Attachment E of the *Final Order on Amendment 1 of the Site Certificate for Wheatridge Renewable Energy Facility East* (June 2024). The final Habitat Mitigation Plan shall be based on the final facility design and shall be approved by the department in consultation with ODFW. The Council retains the authority to approve, reject or modify the final HMP. a. The final Habitat Mitigation Plan and the department's approval must be received prior to beginning construction. The department shall consult with ODFW on the final plan. The certificate holder shall implement the requirements of the approved plan during all phases of construction and operation of the facility. b. The certificate holder shall calculate the size of the habitat mitigation area according to the final design configuration of the facility and the estimated areas of habitat affected in each habitat category, in consultation with the department, as per the pre-construction survey results and impact assessment calculations called for in Condition PRE-FW-01. c. The certificate holder shall acquire the legal right to create, enhance, maintain, and protect the habitat mitigation area, as long as the site certificate is in effect, by means of an outright purchase, conservation easement or similar conveyance and shall provide a copy of the documentation to the department prior to the start of construction. Within the habitat mitigation area, the certificate holder shall improve the habitat quality as described in the final HMP. d. The certificate holder shall provide a habitat assessment of the habitat mitigation area, based on a protocol approved by the Department in consultation with ODFW, which includes methodology, habitat map and available acres by habitat category and subtype in tabular format. e. The final HMP shall include an implementation schedule for all mitigation actions, including securing the conservation easement, conducting the ecological uplift actions at the habitat mitigation area, revegetation and restoration of temporarily impacted areas, and monitoring. The mitigation actions shall be implemented according to the following schedule, as included in the HMP: i. Restoration and revegetation of temporary construction-related impact area shall be conducted as soon as possible following construction. ii. The certificate holder shall obtain legal authority to conduct the required mitigation work at the compensatory habitat mitigation site before commencing construction. The habitat enhancement actions at the compensatory habitat mitigation site shall be implemented concurrent with construction. f. The final HMP shall include a monitoring and reporting program for evaluating the effectiveness of all mitigation actions, including restoration of temporarily impacted areas and ecological uplift actions at the habitat mitigation area. g. The final HMP shall include mitigation in compliance with the Council's Fish and Wildlife Habitat standard, including mitigation for temporary impacts to Category 4 habitat (shrub-steppe habitat); and, mitigation for all Category 2 habitat impacts that meet the mitigation goal of no net loss of habitat quality or quantity, plus a net benefit of habitat quality or quantity. h. The final HMP may be amended from time to time by agreement of the certificate holder and the Council. Such amendments may be made without amendment of the site certificate. The Council authorizes the Department to agree to amendments to this plan. The Department shall notify the Council of all amendments, and the Council retains the authority to approve, reject, or modify any amendment of this plan agreed to by the Department. [Final Order on ASC (2017), Fish and Wildlife Habitat Condition 10, AMD1 (2020), AMD1 (2024)]

PRE-FW-05	Before beginning construction of the facility, facility component, or phase, as applicable, the certificate holder shall prepare and receive approval of a final Revegetation Plan, provided as Attachment D of the *Final Order on Amendment 1 of the Site Certificate for Wheatridge Renewable Energy Facility East* (June 2024), from the Department, in consultation with ~~Umatilla and~~ Morrow County~~counties~~ and ODFW. The certificate holder shall implement the requirements of the approved plan during all phases of construction and operation of the facility. [Final Order on ASC (2017), Fish and Wildlife Habitat Condition 11; AMD5 (2020), AMD1 (2024)]
STANDARD: THREATENED AND ENDANGERED SPECIES (TE) [OAR 345-022-0070]	
PRE-TE-01	a. Prior to construction of the facility, facility component or phase, as applicable, the certificate holder shall determine the boundaries of Category 1 Washington ground squirrel habitat. The certificate holder shall hire a qualified professional biologist who has experience in detection of Washington ground squirrel to conduct pre-construction surveys using a survey protocol approved by the department in consultation with ODFW. The biologist shall survey all areas of suitable habitat within 1,000 feet of any ground disturbing activity. Ground disturbing activity refers to any potential impact, whether permanent or temporary. The protocol surveys shall be conducted in the active squirrel season (March 1 to May 31). The protocol survey is valid for three years. b. If construction begins within three years of conducting the protocol survey, the certificate holder shall conduct a pre-construction survey of all suitable Washington ground squirrel habitat within 1,000 feet of previously identified Washington ground squirrel colonies where ground disturbing activity would occur. c. The certificate holder shall provide written reports of the surveys to the department and to ODFW and shall identify the boundaries of Category 1 Washington ground squirrel (WGS) habitat. The certificate holder shall not begin construction within suitable habitat until the
	identified boundaries of Category 1 WGS habitat have been approved by the department, in consultation with ODFW. d. The certificate holder shall avoid any permanent or temporary disturbance in all Category 1 WGS habitat. The certificate holder shall ensure that these sensitive areas are correctly marked with exclusion flagging and avoided during construction as required under Condition PRE-FW-03. [Final Order on ASC (2017), Threatened and Endangered Species Condition 1, AMD1 (2020), AMD1 (2024)]
PRE-TE-02	Prior to beginning operation, in accordance with Condition PRE-FW-02, the certificate holder shall finalize and implement the Wildlife Monitoring and Mitigation Plan (WMMP) provided in Attachment G of the *Final Order on Amendment 1 of the Site Certificate for Wheatridge Renewable Energy Facility East* (June 2024), based on the final facility design, as approved by the department in consultation with ODFW. The final WMMP shall include a program to monitor potential impacts from facility operation on Washington ground squirrel. Monitoring shall be of any known colonies and shall be completed on the same schedule as the raptor nest monitoring for the facility. The monitoring surveys shall include returning to the known colonies to determine occupancy and the extent of the colony as well as a general explanation of the amount of use at the colony. If the colony is not found within the known boundary of the historic location a survey 500 feet out from the known colony will be conducted to determine if the colony has shifted over time. Any new colonies that are located during other monitoring activities, such as raptor nest monitoring surveys, shall be documented and the extent of those colonies should be delineated as well. These newly discovered colonies shall also be included in any future WGS monitoring activities. [Final Order on ASC (2017), Threatened and Endangered Species Condition 2, AMD1 (2024)]

PRE-TE-03	a. Before beginning construction of the facility, facility component, or phase, as applicable, the certificate holder must conduct preconstruction plant surveys for Lawrence's milkvetch in all areas within 100-feet of temporary and permanent disturbance from all facility components, unless extent of survey area within suitable habitat from temporary and permanent disturbance is otherwise agreed upon by the Department on consultation with Oregon Department of Agriculture. b. Except as provided in section e, the certificate holder must install protection flagging at least 100 feet from the outer boundaries of all Lawrence's milkvetch occurrences that fall within the preconstruction survey area established under section a. The certificate holder must avoid any ground disturbance within the flagged zone. c. All plant protection zones shall be included on construction plans showing the final design locations. d. If herbicides are used to control weeds at the site, the certificate holder shall follow the manufacturer's guidelines in establishing a buffer area around confirmed occurrences of Lawrence's milkvetch. Herbicides must not be used within the established buffers. e. The certificate holder may not conduct ground disturbing activities within 100-feet of any Lawrence's milkvetch occurrence until a final Lawrence's milkvetch mitigation plan has been approved in accordance with Condition PRE-TE-04. [Final Order on ASC (2017), Threatened and Endangered Species Condition 3; AMD3 (2018); AMD4 (2019), AMD1 (2024)]
PRE-TE-04	a. Before beginning construction of the facility, facility component, or phase of construction, as applicable, the certificate holder shall submit a final Lawrence's milkvetch mitigation plan to the Department for review and approval. The final plan must: 1. Identify the amount of occupied Lawrence's milkvetch habitat that will be impacted by the construction and operation of the facility, based on final facility design and layout, including areas of permanent and temporary disturbance and estimate the total number of individual plants likely to be impacted. Construction and operation of the facility may not result in the permanent disturbance of more than 5 acres, or temporary disturbance of more than 43 acres, of occupied Lawrence's milkvetch habitat.
	2. Identify the mitigation measures that will be taken to address the impacts identified under section a.1. Mitigation measures may include: i. Seed collection from the plants and populations impacted; ii. Seed banking and long-term storage of seeds at a regional conservation seed bank; iii. Research to assess wild-produced seed quality and viability; iv. Plant reestablishment through seed or transplant introductions; v. Research to assess plant reestablishment methods and success rates; and vi. Other measures approved or proposed by the Oregon Department of Agriculture's Native Plant Conservation Program.

	3. Identify the implementation schedule, monitoring activities, and success criteria for the mitigation measures under subsection a.2. b. The Department shall review the final mitigation plan in consultation with the Oregon Department of Agriculture's Native Plant Conservation Program. If the Department determines that the mitigation measures, implementation schedule, monitoring activities, and success criteria identified in the final mitigation plan are consistent with those in the plan included as Attachment G to the *Final Order on Amendment 1 of the Site Certificate for the Wheatridge Renewable Energy Facility East (June 2024)*, the Department may approve the plan. If the Department determines that the mitigation measures, implementation schedule, monitoring activities, and success criteria identified in the final mitigation plan are not consistent with those in the plan included as Attachment G to the *Final Order on Amendment 1 of the Site Certificate for the Wheatridge Renewable Energy Facility East (June 2024)*, the Department shall present the plan to the Council for the Council's review with a recommendation of approval, denial, or modification of the plan. To approve the plan, the Council must find that the plan contains sufficient measures to ensure that the construction and operation of the facility are not likely to cause a significant reduction in the likelihood of survival or recovery of Lawrence's milkvetch populations. c. The certificate holder may propose amendments to the final mitigation plan at any time. The proposed amendments shall be subject to review under section b. of this condition. AMD1 (2024)
STANDARD: HISTORIC, CULTURAL, AND ARCHAEOLOGICAL RESOURCES (HC) [OAR 345-022-0090]	
PRE-HC-01	Before beginning construction within areas that have not been surveyed for historic, cultural, or archaeological resources, the certificate holder shall: a. Submit to the Department and SHPO a research design consistent with SHPO's archeological guidelines, for Department review and approval. b. Complete archeological field investigations in accordance with the approved research design. Any new resources and management recommendations identified must be evaluated under OAR 345-027-0357 to determine whether a site certificate amendment is required. [Final Order on ASC (2017), Historic, Cultural, and Archeological Resources Condition 1, AMD1 (2024)]
PRE-HC-02	Before beginning construction of the facility, facility component, or phase, as applicable, the certificate holder shall flag or otherwise mark 200-foot avoidance buffers for all historic, cultural, or archaeological resource sites identified as eligible to listed on the National Register of Historic Places, or unevaluated for eligibility in RFA1 Exhibit S, Attachment S-1. The avoidance areas must be marked on construction maps and drawings as "no entry" areas. A copy of current maps and drawings must be maintained onsite during construction and made available to the department upon request. [Final Order on ASC (2017), Historic, Cultural, and Archeological Resources Condition 2, AMD1 (2024)]

PRE-HC-03	Before beginning construction, the certificate holder shall ensure that a qualified archeologist, as defined in OAR 736-051-0070, trains construction contractors on how to identify sensitive historic, cultural, and archaeological resources present onsite and on measures to avoid accidental damage to identified resource sites. Records of such training must be maintained onsite during construction, and made available to the department upon request. [Final Order on ASC (2017), Historic, Cultural, and Archeological Resources Condition 4]
PRE-HC-04	Prior to beginning construction of wind facility components within the viewshed of likely NRHP eligible historic properties Vey Ranch, Kenny Ranch, or the Bartholomew-Meyers Farm, the certificate holder must submit to the Department and the State Historic Preservation Office a complete Section 106 Documentation Form.
STANDARD: PUBLIC SERVICES (PS) [OAR 345-022-0110]	
PRE-PS-01	a. Prior to construction of the facility, facility component, or phase, as applicable, the certificate holder shall prepare a Traffic Management Plan that includes procedures and policies for: 1. Providing advance notice to all affected local jurisdictions essential and emergency service providers, and adjacent landowners of construction deliveries, road closures, and oversize load movements, and the potential for heavy traffic on local roads; 2. Notifying and consulting with adjacent landowners and essential service providers prior to the start of construction to minimize disruptions to public services and agricultural operations. 3. Using signage and traffic control measures to ensure safety and to minimize localized traffic congestion at locations where trucks enter or exit highways frequently. 4. Including traffic control procedures in contract specifications for construction of the facility; 5. Maintaining at least one open travel lane during road closures to the extent reasonably possible so that roads will not be closed to traffic because of construction vehicles, and maintaining emergency vehicle access at all times; 6. Ensuring that no equipment or machinery is parked or stored on any county road whether inside or outside the site boundary. The certificate holder may temporarily park equipment off the road but within county rights-of-way with the approval of the Morrow County ~~and Umatilla County~~ Public Works Department~~s~~; 7. Encouraging and promoting carpooling for the construction workforce; and 8. Keeping state highways and county roads free of gravel that may be tracked out on intersecting roads at facility access points. b. The plan shall be submitted to the Department for review and approval in consultation with Morrow County ~~and Umatilla County~~. The certificate holder may not begin construction until the plan has been approved in writing. c. The approved plan shall be implemented throughout construction of the facility, facility component, or phase. [Final Order on ASC (2017), Public Services Condition 6, AMD1 (2024)]
PRE-PS-02	a. Before beginning construction of the facility, facility component, or phase of construction, as applicable, the certificate holder must enter into Road Use Agreements with the Morrow County ~~and Umatilla County~~ Public Works Department~~s~~. The Agreements must include, at a minimum, a pre-construction assessment of road surfaces under Morrow County ~~and Umatilla County~~ jurisdiction, construction monitoring, and post-construction inspection and repair. b. A copy of the Road Use Agreements with Morrow County ~~and Umatilla County~~ must be submitted to the department before beginning construction. If required by Morrow County ~~or Umatilla County~~, the certificate holder shall post bonds to ensure funds are available to repair and maintain roads affected by the facility. [Final Order on ASC (2017), Public Services Condition 7, AMD1 (2024)]

PRE-PS-03	The certificate holder shall design and construct new access roads and private road improvements to standards approved by ~~Umatilla County or~~ Morrow County. Where modifications of county roads are necessary, the certificate holder shall construct the modifications entirely within the county road rights-of-way and in conformance with county road design standards subject to the approval of the ~~Umatilla County and~~ Morrow County Public Works Department~~s~~. [Final Order on ASC (2017), Public Services Condition 8]
PRE-PS-04	Before beginning construction of the facility, facility component or phase, as applicable, the certificate holder shall submit to the Federal Aviation Administration (FAA) and the Oregon Department of Aviation an FAA Form 7460-1 Notice of Proposed Construction or Alteration for each turbine. Before beginning construction, the certificate holder shall submit to the department the results of the Oregon Department of Aviation aeronautical study and determination. If the department, in consultation with the Oregon Department of Aviation, determines that any turbine would adversely impact an airport's ability to provide service by obstructing the airport's primary or horizontal surface, the department, in consultation with the Oregon Department of Aviation and the certificate holder, shall determine appropriate mitigation, if any, prior to construction. [Final Order on ASC (2017), Public Services Condition 9, AMD1 (2020)]
PRE-PS-05	a. Prior to construction of the facility, facility component, or phase, as applicable, the certificate holder shall submit an Emergency Management Plan based on consultation with local rural fire protection districts, and county emergency management agencies providing fire protection services for the area. The draft final plan shall be submitted to the Department for review and approval, including evidence of consultation with local rural fire protection districts and county emergency management agencies and shall include at a minimum: 1. Current contact information of at least two facility personnel available to respond on a 24-hour basis in case of an emergency on the facility site. The contact information must include name, telephone number(s), physical location, and email address for the listed contact(s). An updated list must be provided to the fire protection agencies immediately upon any change of contact information. A copy of the contact list, and any updates as they occur, must also be provided to the Department, along with a list of the agencies that received the contact information. 2. Identification of all Rural Fire Protection Districts, emergency service providers, and other agencies that will provide fire protection or respond to emergencies at the site; 3. Identification of any agencies or entities that would assist in fire protection or emergency response activities at the site through mutual aid agreements; 4. Identification of facility personnel or a contracted entity that will provide high-angle rescue and confined space rescue at the site; 5. Contact information for each agency listed above; 6. Communication protocols for both routine and emergency events and the incident command system to be used in the event a fire response by multiple agencies is needed at the facility; 7. Access and fire response at the facility site during construction and operations. Fire response plans during construction should address regular and frequent communication amongst the agencies regarding the number and location of construction sites within the site boundary, access roads that are completed and those still under construction, and a temporary signage system until permanent addresses and signs are in place; 8. Protocols for wildfire suppression or response activities such as establishing fire breaks and containing fires, including protocols for protecting sensitive resources, including but not limited to, residences and infrastructure, agricultural operations, fish and wildlife habitat and special status species, and cultural resources during wildfire suppression or response activities.

	9. The designated meeting location in case of evacuation; 10. Staff training requirements; and 11. Copies of mutual aid, fire protection association, or other agreements entered into concerning fire protection at the facility site. b. During construction and operation, the plan, as approved in sub(a) of this condition shall be adhered to and maintained onsite. The plan shall be updated if determined necessary by the certificate holder, certificate holder's contractor(s) or the Department to address hazards to public health and safety. Any Department required revisions shall be implemented within 14 days, unless otherwise agreed to by the Department based on a good faith effort to address the hazard. Any updates to the plan shall be provided to the Department within 30 days. c. During construction and operation, all onsite workers shall be trained on the fire prevention and safety procedures contained in the plan prior to working on the facility as required by Condition GEN-PS-03. [Final Order on ASC (2017), Public Services Condition 13; AMD1 (2020), AMD1 (2024)]
PRE-PS-06	a. Before beginning construction, the certificate holder shall develop and implement, or require its contractors to develop and implement, a site health and safety plan that informs workers and others onsite about first aid techniques and what to do in case of an emergency. The health and safety plan shall, at a minimum: 1. Include preventative measures, important telephone numbers, the locations of onsite fire extinguishers, first aid kits, and automated external defibrillators; and the names, locations and contact information of nearby hospitals. 2. Designate the workers that will be certified in first aid, cardiopulmonary resuscitation (CPR), and the use of automated external defibrillators, in sufficient numbers to ensure that emergency care can be provided in a timely fashion. The certificate holder must retain records of the certifications and provide them to the Department upon request. 3. Establish adequate training in safety and emergency response for all workers. b. The site health and safety plan must be updated on an annual basis, maintained throughout the construction and operations and maintenance phases of the facility, and available upon request by the department. [Final Order on ASC (2017), Public Services Condition 20, AMD1 (2024)]
PRE-PS-07	Deleted. [Final Order on ASC (2017), Public Services Condition 21, AMD1 (2024)]
STANDARD: Wildfire Prevention and Risk Mitigation (WP) [OAR 345-022-0115]	
PRE-WP-01	Prior to construction of the facility, facility component, or phase, the certificate holder shall finalize the draft Wildfire Mitigation Plan as provided in Final Order on Amendment 1 Attachment I, based on current available information, as applicable, and consultation with local rural fire protection districts, and county emergency management agencies providing fire protection services for the area. The final plan shall be submitted to the Department for review and approval, including evidence of consultation with local rural fire protection districts and county emergency management agencies.
STANDARD: WASTE MINIMIZATION (WM) [OAR 345-022-0120]	
PRE-WM-01	Prior to construction, the certificate holder shall develop a construction waste management plan, which includes at a minimum: a. Specification of the number and types of waste containers to be maintained at construction sites and construction yards. b. A description of methods for segregating and recycling steel and metal scrap, wood waste, and packaging waste such as paper and cardboard.

	c. Names and locations of appropriate recycling and waste disposal facilities, and waste haulers, as well as the collection requirements, and hauling requirements to be used during construction. d. Methods for segregating all hazardous and universal wastes such as used oil, oily rags and oil-absorbent materials, mercury-containing lights and lead-acid and nickel-cadmium batteries for disposal by a licensed firm specializing in the proper recycling or disposal of hazardous and universal wastes. [Final Order on ASC (2017), Waste Minimization Condition 2, AMD1 (2024)]
PRE-WM-02	Deleted. [Final Order on ASC (2017), Waste Minimization Condition 3, AMD1 (2024)]
STANDARD: SITING STANDARDS FOR TRANSMISSION LINES (TL) [OAR 345-024-0090]	
PRE-TL-01	Prior to construction, the certificate holder shall schedule a time to brief the OPUC Safety, Reliability, and Security Division (Safety) Staff as to how it will comply with OAR Chapter 860, Division 024 during design, construction, operations, and maintenance of the facilities. [Final Order on ASC (2017), Siting Standard Condition 2]
STANDARD: NOISE CONTROL REGULATION (NC) [OAR 345-035-0035]	
PRE-NC-01	Prior to construction, the certificate holder shall provide to the department: a. Information that identifies the final design locations of all facility components to be built at the facility; b. The maximum sound power level for the facility components and the maximum sound power level and octave band data for the turbine type(s), transformers (substation), invertors~~, AC- and DC-coupled battery storage cooling system~~ selected for the facility based on manufacturers' warranties or confirmed by other means acceptable to the department; c. The results of the noise analysis of the final facility design performed in a manner consistent with the requirements of OAR 340-035-0035(1)(b)(B) (iii)(IV) and (VI). The analysis must demonstrate to the satisfaction of the department that the total noise generated by the facility (including turbines, transformers, invertors~~, AC- and DC-coupled battery storage cooling systems)~~ would meet the ambient noise degradation test and maximum allowable test at the appropriate measurement point for all potentially-affected noise sensitive properties, or that the certificate holder has obtained the legally effective easement or real covenant for expected exceedances of the ambient noise degradation test described (d) below. If applicable, the analysis must also identify the noise mitigation that will be used during facility operation and include a figure that depicts the turbines and other equipment, that will implement noise mitigation and the associated dBA reduction level; if required to meet the maximum allowable decibel threshold of 50 dBA; and, d. For each noise-sensitive property where the certificate holder relies on a noise waiver to demonstrate compliance in accordance with OAR 340-035-0035(1)(b)(B)(iii)(III), a copy of the legally effective easement or real covenant pursuant to which the owner of the property authorizes the certificate holder's operation of the facility to increase ambient statistical noise levels L_{10} and L_{50} by more than 10 dBA at the appropriate measurement point. The legally effective easement or real covenant must: include a legal description of the burdened property (the noise sensitive property); be recorded in the real property records of the county; expressly benefit the property on which the wind energy facility is located; expressly run with the land and bind all future owners, lessees or holders of any interest in the burdened property; and not be subject to revocation without the certificate holder's written approval. [Final Order on ASC (2017), Noise Control Condition 2; AMD3 (2018); AMD1 (2020), AMD1 (2024)]

4.4 Construction (CON) Conditions

Condition Number	Construction (CON) Conditions
STANDARD: SOIL PROTECTION (SP) [OAR 345-022-0022]	
CON-SP-01	During construction, the certificate holder shall conduct all work in compliance with an Erosion and Sediment Control Plan (ESCP), and revised ESCPs, as applicable. The ESCP shall be revised if determined necessary by the certificate holder, certificate holder's contractor(s) or the Department. Any Department-required ESCP-revisions shall be implemented within 14-days, unless otherwise agreed to by the Department based on a good faith effort to address erosion issues. [Final Order on ASC (2017), Soil Protection Condition 1, AMD1 (2024)]
CON-SP-02	Deleted. [Final Order on ASC (2017), Soil Protection Condition 2, AMD1 (2024)]
STANDARD: LAND USE (LU) [OAR 345-022-0030]	
CON-LU-01	During construction, the certificate holder shall comply with the following requirements: a. Construction vehicles shall use previously disturbed areas including existing roadways and tracks. b. New, permanent roadways will be the minimum width allowed while still being consistent with safe use and satisfying county road and safety standards. [Final Order on ASC (2017), Land Use Condition 8, AMD1 (2024)]
CON-LU-02	During construction, the certificate holder shall install smooth turbine tower structures and turbine nacelles that lack perching or nesting opportunities for birds. [Final Order on ASC (2017), Land Use Condition 17]
CON-LU-03	During construction, the certificate holder shall install the electrical cable collector system underground, where practicable. In agricultural areas, the collector system lines must be installed at a depth of 3 feet or deeper as necessary to prevent adverse impacts on agriculture operations. In all other areas, the collector system lines must be installed a minimum of 3 feet where practicable. [Final Order on ASC (2017), Land Use Condition 19]
STANDARD: FISH AND WILDLIFE HABITAT (FW) [OAR 345-022-0060]	
CON-FW-01	No construction shall occur in mule deer winter range during winter, defined as December 1 to March 31. Mule deer winter range is based on data to be provided by ODFW at the time of construction. Upon request by the certificate holder, the Department may provide exceptions to this restriction. The certificate holder's request must include a justification for the request including any actions the certificate holder will take to avoid, minimize or mitigate impacts to mule deer winter range during winter in the relevant area. The Department will consult with ODFW on any request made under this condition. [Final Order on ASC (2017), Fish and Wildlife Habitat Condition 3; AMD4]
CON-FW-02	a. Prior to construction, the certificate holder shall develop a construction plan that demonstrates construction activities will not occur within the buffer zones established in section b for previously identified active nest sites during the sensitive nesting and breeding season. b. During construction within the time periods listed below, the certificate holder shall implement buffer zones around active nest sites of the species listed below. Active nest sites shall be identified based on the pre-construction raptor nest survey required under

Condition PRE-FW-01 and previous surveys and be monitored during construction by a biological monitor, both of which shall be based on a protocol approved by the Department in consultation with ODFW- specifying methodology and frequency of monitoring. No ground-disturbing activities within the buffer zone shall occur during the seasonal restrictions unless a qualified biologist determines the active nest site is unoccupied for the season on or after May 31. The construction workforce and facility employees must be provided maps with the locations of the buffer zones and be instructed to avoid ground-disturbing activity within the buffer zone during construction activities.

Sensitive Status Species	Buffer Size (Radius Around Nest Site):	Sensitive Nesting and Breeding Season:
Western burrowing owl	0.25 mile	April 1 to August 15
Ferruginous hawk	0.5 mile	March 5 to August 15
Swainson's hawk	0.25 mile	April 1 to August 15

c. If avoidance within the buffer restrictions cannot be maintained, the certificate holder may request approval from the Department in consultation with ODFW on a mitigation and conservation strategy for condition compliance.

[Final Order on ASC (2017), Fish and Wildlife Habitat Condition 5; AMD3 (2018); AMD4 (2019), AMD1 (2024)]

CON-FW-03	During construction, the certificate holder shall employ a qualified environmental professional to provide environmental training to all personnel prior to working onsite, related to sensitive species present onsite, precautions to avoid injuring or destroying wildlife or sensitive wildlife habitat, exclusion areas, permit requirements and other environmental issues. All personnel shall be given clear maps showing areas that are off-limits for construction, and shall be prohibited from working outside of the areas in the site boundary that have been surveyed and approved for construction. The certificate holder shall instruct construction personnel to report any injured or dead wildlife detected while on the site to the appropriate onsite environmental manager. Records of completed training shall be maintained onsite and made available to the department upon request. [Final Order on ASC (2017), Fish and Wildlife Habitat Condition 7]
CON-FW-04	During construction, the certificate holder shall employ at a minimum one environmental inspector to be onsite daily while ground-disturbing activities are ongoing. The environmental inspector shall oversee permit compliance and construction, and ensure that known sensitive environmental resources are protected. The environmental inspector shall prepare a weekly report during construction, documenting permit compliance and documenting any corrective actions taken. Reports shall be kept on file and available for inspection by the department upon request. [Final Order on ASC (2017), Fish and Wildlife Habitat Condition 9]

STANDARD: HISTORIC, CULTURAL, AND ARCHAEOLOGICAL RESOURCES (HC) [OAR 345-022-0090]	
CON-HC-01	a. During construction of the facility, facility component, or phase, as applicable, the certificate holder shall prohibit disturbance within the 200-foot buffer zones for all likely eligible and unevaluated historic, cultural, or archaeological resource sites as identified in RFA1 Exhibit S Attachment S-1 unless: 1. The resources are determined by a qualified archaeologist not eligible for NRHP listing and concurred by the State Historic Preservation Office (SHPO) review; or, 2. A Historic, Cultural, and Archaeological Resources Monitoring and Mitigation plan has been submitted to and accepted by the Department in consultation with CTUIR and SHPO. The plan must include for a Tribal Monitor or Qualified Archaeologist to be present during any construction activities within the buffer, and for appropriate mitigation of any impacts to resources, such as: additional archival and literature review; video media publications; public interpretation funding; or other form of compensatory mitigation deemed appropriate by the Department, in consultation with CTUIR and SHPO. b. The no-entry restriction does not apply to public road rights-of-way within buffer areas. c. Flagging or marking must be removed immediately upon cessation of activities in the area that pose a threat of disturbance to the site being protected. [Final Order on ASC (2017), Historic, Cultural, and Archeological Resources Condition 3; AMD4 (2019), AMD1 (2024)]
CON-HC-02	a. During construction, the certificate holder shall implement an Inadvertent Discovery Plan approved by the Department in consultation with the Confederated Tribes of the Umatilla Indian Reservation (CTUIR) and the Oregon State Historic Preservation Office (SHPO). The plan shall ensure that: 1. Construction personnel cease all ground-disturbing activities in the immediate area if any archeological or cultural remains are found during construction of the facility until a qualified archeologist can evaluate the significance of the find. 2. The certificate holder notifies the Department, the CTUIR, and the Oregon State Historic Preservation Office (SHPO) of the find. 3. If the Department, in consultation with the CTUIR and SHPO, determines that the resource meets the definition of a cultural or archaeological site or object that is eligible or likely to be eligible for listing on the National Register of Historic Places), the certificate holder shall implement 200-ft avoidance buffers as provided in Condition CON-HC-01. [Final Order on ASC (2017), Historic, Cultural, and Archeological Resources Condition 5, AMD1 (2024)]
STANDARD: PUBLIC SERVICES (PS) [OAR 345-022-0110]	
CON-PS-01	a. During construction, the certificate holder shall implement the construction waste management plan required by Condition PRE-WM-01: b. Waste hauling by facility personnel within Morrow County shall be performed in compliance with the Morrow County Solid Waste Management Ordinance, which requires that all loads be covered and secured. c. The certificate holder shall maintain a copy of the construction waste management plan onsite and shall provide to the department a report on plan implementation in the 6-month construction report required pursuant to OAR 345-026-0080(1)(a). [Final Order on ASC (2017), Public Services Condition 3, AMD1 (2024)]

CON-PS-02	During construction of the facility, the certificate holder shall provide for 24-hour on-site security, and shall establish effective communications between on-site security personnel and the Morrow County Sheriff's Office ~~and Umatilla County Sheriff's Office~~. [Final Order on ASC (2017), Public Services Condition 10]
CON-PS-03	During construction of the facility, the certificate holder shall ensure that turbine construction personnel are trained and equipped for fall protection, high angle, and confined space rescue. The certificate holder must retain records of the training and provide them to the department upon request. [Final Order on ASC (2017), Public Services Condition 14]
CON-PS-04	All wind turbines shall be constructed with a minimum of 10 feet of nonflammable and non-erosive ground cover on all sides. The certificate holder shall cover turbine pad areas with nonflammable, non-erosive material immediately following exposure during construction and shall maintain the pad area covering during facility operation. [Final Order on ASC (2017), Public Services Condition 16, AMD1 (2024)]
CON-PS-05	Deleted. [Final Order on ASC (2017), Public Services Condition 17, AMD1 (2024)]
STANDARD: WILDFIRE PREVENTION AND RISK MITIGATION (WP) [OAR 345-022-0115]	
CON-WP-01	During construction of the facility, the certificate holder shall implement and require all onsite contractors and employees to adhere to the Wildfire Mitigation Plan required under Condition PRE-WP-01. Updates to the Wildfire Mitigation Plan may be required if determined necessary by the certificate holder, certificate holder's contractor(s) or the Department to address wildfire hazard to public health and safety. Any Department required updates shall be implemented within 14 days, unless otherwise agreed to by the Department based on a good faith effort to address wildfire hazard.
STANDARD: WASTE MINIMIZATION (WM) [OAR 345-022-0120]	
CON-WM-01	a. During construction, the certificate holder shall require construction contractors to complete the following for any disposal of excess soil outside of construction disturbance areas: 1. Obtain and provide the certificate holder with a signed consent agreement between contractor and the party receiving the earth materials authorizing the acceptance and disposal of the excess soil; and, 2. Confirm that all disposal sites have been inspected and approved by the certificate holder's environmental personnel to ensure that sensitive environmental resources, such as wetlands or high quality habitats, would not be impacted. b. The certificate holder shall maintain copies of all signed consent agreements and disposal site inspection and approvals onsite and shall provide to the department in the 6-month construction report required pursuant to OAR 345-026-0080(1)(a). [Final Order on ASC (2017), Waste Minimization Condition 1, AMD1 (2024)]
STANDARD: PUBLIC HEALTH AND SAFETY FOR WIND FACILITIES (WF) [OAR 345-024-0010]	
CON-WF-01	During construction, the certificate holder shall install pad-mounted step-up transformers at the base of each tower in steel boxes designed to protect the public from electrical hazards. [Final Order on ASC (2017), Public Health and Safety Standards for Wind Facilities Condition 1]
CON-WF-02	Prior to and during operations the certificate holder shall: a. Install and maintain self-monitoring devices on each turbine, linked to sensors at the operations and maintenance building, connected to a fault annunciation panel or supervisory control and data acquisition (SCADA) system to alert operators to potentially dangerous conditions.

	b. The certificate holder shall maintain automatic equipment protection features in each turbine that would shut down the turbine and reduce the chance of a mechanical problem causing a fire. The certificate holder shall immediately remedy any dangerous conditions. c. Submit to the Department materials or other documentation demonstrating the facility's operational safety-monitoring program and cause analysis program, for review and approval. The program shall, at a minimum, include requirements for regular turbine blade and turbine tower component inspections and maintenance, based on wind turbine manufacturer recommended frequency. d. The certificate holder shall document inspection and maintenance activities including but not limited to date, turbine number, inspection type (regular or other), turbine tower and blade condition, maintenance requirements (i.e. equipment used, component repair or replacement description, impacted area location and size), and wind turbine operating status. This information shall be submitted to the Department pursuant to OAR 345-026-0080 in the facility's annual compliance report. e. In the event of blade or tower failure, the certificate holder shall report the incident to the Department within 72 hours, in accordance with OAR 345-026-0170(1), and shall, within 90-days of blade or tower failure event, submit a cause analysis to the Department for its compliance evaluation. [Final Order on ASC (2017), Public Health and Safety Standards for Wind Facilities Condition 4; AMD3 (2018)]
STANDARD: SITING STANDARDS FOR TRANSMISSION LINES (TL) [OAR 345-024-0090]	
CON-TL-01	During construction, the certificate holder shall take reasonable steps to reduce or manage human exposure to electromagnetic fields and submit verification to the Department, including: a. Constructing all aboveground collector and transmission lines at least 200 feet from any residence or other occupied structure, measured from the centerline of the transmission line. b. Constructing all aboveground 34.5-kV transmission lines with a minimum clearance of 25 feet from the ground. c. Constructing all aboveground 230-kV transmission lines with a minimum clearance of 30 feet from the ground. d. Developing and implementing a program that provides reasonable assurance that all fences, gates, cattle guards, trailers, irrigation systems, or other objects or structures of a permanent nature that could become inadvertently charged with electricity are grounded or bonded throughout the life of the line (OAR 345-025-0010(4)). e. Providing to landowners a map of underground, with any applicable NESC demarking for underground facilities, and overhead transmission lines on their property and advising landowners of possible health and safety risks from induced currents caused by electric and magnetic fields. f. Designing and maintaining all transmission lines so that alternating current electric fields do not exceed 9 kV per meter at one meter above the ground surface in areas accessible to the public. g. Increasing the intraconnection transmission line height, shielding the electric field, or installing access barriers, if needed, to prevent induced current and nuisance shock of mobile vehicles. h. Designing and maintaining all transmission lines so that induced voltages during operation are as low as reasonably achievable.

	i. Designing, constructing and operating the transmission line in accordance with the requirements of the version of the National Electrical Safety Code that is most current at the time that final engineering of each of these components is completed (OAR 345-025-0010(4)). j. Implement a safety protocol to ensure adherence to NESC grounding requirements. [Final Order on ASC (2017), Siting Standard Condition 1; AMD4 (2019)]
STANDARD: NOISE CONTROL REGULATION (NC) [OAR 345-035-0035]	
CON-NC-01	During construction, to reduce construction noise impacts at nearby residences, the certificate holder shall: a. Establish and enforce construction site and access road speed limits; b. Utilize electrically-powered equipment instead of pneumatic or internal combustion powered equipment, where feasible; c. Locate material stockpiles and mobile equipment staging, parking, and maintenance areas as far as practicable away from noise sensitive properties; d. Utilize noise-producing signals, including horns, whistles, alarms, and bells for safety warning purposes only; e. Equip all noise-producing construction equipment and vehicles using internal combustion engines with mufflers, air-inlet silencers where appropriate, and any other shrouds, shields, or other noise-reducing features in good operating condition that meet or exceed original factory specification. Mobile or fixed "package" equipment (e.g., arc-welders, air compressors) shall be equipped with shrouds and noise control features that are readily available for that type of equipment; and, f. Establish a noise complaint response system. All construction noise complaints will be logged within 48 hours of issuance. The construction supervisor shall have the responsibility and authority to receive and resolve noise complaints. A clear appeal process to the owner shall be established prior to the start of construction that will allow for resolution of noise problems that cannot be resolved by the site supervisor in a reasonable period of time. Records of noise complaints during construction must be made available to authorized representatives of the department upon request. [Final Order on ASC (2017), Noise Control Condition 1]

4.5 Pre-Operational (PRO) Conditions

Condition Number	Pre-Operational (PRO) Conditions
STANDARD: SOIL PROTECTION (SP) [OAR 345-022-0022]	
PRO-SP-01	Prior to beginning facility operation, the certificate holder shall provide the Department a copy of an operational SPCC plan that meets the requirements of 40 CFR part 112, if required. If an SPCC plan is not required, the certificate holder shall prepare and submit to the Department for review and approval an operational Spill Prevention and Management plan. The Spill Prevention and Management Plan shall include at a minimum the following procedures and BMPs: a. Procedures for oil and hazardous material emergency response consistent with OAR 340, Division 100-122 and 142 b. Procedures demonstrating compliance with all applicable local, state, and federal environmental laws and regulations for handling hazardous materials used onsite in a manner that protects public health, safety, and the environment c. Current inventory (type and quantity) of all hazardous materials stored onsite, specifying the amounts at theeach substation ~~and battery storage system location~~ d. Restriction limiting onsite storage of diesel fuel or gasoline e. Requirement to store lubricating and dielectric oils in quantities equal to or greater than 55-gallons in qualified oil-filled equipment f. Preventative measures and procedures to avoid spills 1. Procedures for chemical storage 2. Procedures for chemical transfer 3. Procedures for chemical transportation 4. Procedures for fueling and maintenance of equipment and vehicles 5. Employee training and education g. Clean-up and response procedures, in case of an accidental spill or release h. Proper storage procedures i. Reporting procedures in case of an accidental spill or release [Final Order on ASC (2017), Soil Protection Condition 5; AMD2 (2017), AMD1 (2024)]
STANDARD: PUBLIC SERVICES (PS) [OAR 345-022-0110]	
PRO-PS-01	Prior to operation of the facility, the certificate holder shall ensure that operations personnel are trained and equipped for fall protection and tower rescue, including high angle and confined space rescue. Refresher training in high angle and confined space rescue must be provided to operations personnel on an annual basis throughout the operational life of the facility. The certificate holder must retain records of the training and provide them to the department upon request. [Final Order on ASC (2017), Public Services Condition 15]
PRO-PS-02	Before beginning operation of the facility, the certificate holder must provide a final site plan to the identified fire protection districts and first-responders included in the Emergency Management Plan required under Condition PRE-PS-05. The certificate holder must indicate on the site plan the identification number assigned to each turbine and the actual location of all facility structures. The certificate holder shall provide an updated site plan if additional turbines or other structures are later added to the facility. [Final Order on ASC (2017), Public Services Condition 19, AMD1 (2024)]
PRO-PS-03	Prior to operation, the certificate holder must ensure that operations personnel remain current in their first aid/CPR/AED certifications throughout the operational life of the facility. The

	certificate holder must retain records of the certifications and provide them to the department upon request. The certificate holder shall also ensure that an AED is available onsite at all times that operations and maintenance personnel are at the facility. [Final Order on ASC (2017), Public Services Condition 22]
STANDARD: WILDFIRE PREVENTION AND RISK MITIGATION (WP) [OAR 345-022-0115]	
PRO-WP-01	Prior to beginning operation, the certificate holder shall update and submit to the Department the Wildfire Mitigation Plan (WMP) required under Condition PRE-WP-01 to address wildfire risk at the site based on final facility design and layout. The updated Wildfire Mitigation Plan is subject to Department review and approval. [AMD1 (2024)]

4.6 Operational (OPR) Conditions

Condition Number	Operational (OPR) Conditions
STANDARD: GENERAL STANDARD OF REVIEW (GS) [OAR 345-022-0000]	
OPR-GS-01	The certificate holder shall submit a legal description of the site to the Oregon Department of Energy within 90 days after beginning operation of the facility. The legal description required by this rule means a description of metes and bounds or a description of the site by reference to a map and geographic data that clearly and specifically identify the outer boundaries that contain all parts of the facility. [Final Order on ASC (2017), Mandatory Condition 1] [OAR 345-025-0006(2)]]
STANDARD: SOIL PROTECTION (SP) [OAR 345-022-0022]	
OPR-SP-01	During facility operation, the certificate holder shall: a. Inspect and maintain all facility components including roads, pads, and other facility components at least once every calendar quarter and, as necessary, maintain or repair erosion and sediment control measures and reduce potential facility contribution to erosion. The certificate holder must maintain records of inspections and repairs and make the records available to the Department for inspection upon request. b. Restrict vehicles to constructed access roads and ensure material laydown or other maintenance activities occur within graveled areas to avoid unnecessary compaction, erosion, or spill risk to the area surrounding the facility. c. If in order to serve the operational needs of the energy facility, or related or supporting facilities, the certificate holder intends to substantially modify an existing road or construct a new road, the certificate holder must submit and receive Council approval of an amendment to the site certificate prior to the modification or construction. [Final Order on ASC (2017), Soil Protection Condition 6, AMD1 (2024)]
STANDARD: LAND USE (LU) [OAR 345-022-0030]	
OPR-LU-01	Within one month of commencement of commercial operation, the certificate holder shall submit an as-built survey for each construction phase that demonstrates compliance with the setback requirements in Land Use Condition 1 to the department and Morrow County. [Final Order on ASC (2017), Land Use Condition 2]
OPR-LU-02	During operation of the facility, the certificate holder shall restore areas that are temporarily disturbed during facility maintenance or repair activities using the same methods and monitoring procedures described in the final Revegetation Plan referenced in Condition PRE-FW-05. [Final Order on ASC (2017), Land Use Condition 10]
OPR-LU-03	Before beginning decommissioning activities, the certificate holder must provide a copy of the final retirement plan to Morrow County ~~and Umatilla County~~. [Final Order on ASC (2017), Land Use Condition 23]
OPR-LU-04	Before beginning electrical production, the certificate holder shall prepare an Operating and Facility Maintenance Plan (Plan) and submit the Plan to the department for approval in consultation with ~~Umatilla and~~ Morrow County~~Counties~~. [Final Order on ASC (2017), Land Use Condition 25]

~~OPR-LU-05~~	~~Within 90 days of the commencement of electrical service from Wheatridge East, the certificate holder shall provide a summary of as-built changes to the department and Umatilla County. [Final Order on ASC (2017), Land Use Condition 26]~~
OPR-LU-06	Prior to facility retirement, the certificate holder must submit a proposed final retirement plan to the Council as required by OAR 345-027-0110(4). a. The proposed final retirement plan must provide for the following restoration activities: 1. Dismantle turbines, towers, pad mounted transformers, meteorological tower~~s~~ and related aboveground equipment, and remove concrete pads to a depth of at least three feet below the surface grade. 2. Remove underground collection and communication cables that are buried less than three feet in depth and are deemed by Council to be a hazard or a source of interference with surface resource uses. 3. Remove gravel from areas surrounding turbine pads. 4. Remove and restore private access roads unless the landowners direct otherwise. 5. Following removal of facility components, grade disturbed areas as close as reasonably possible to the original contours and restore soils to a condition compatible with farm uses or other resources uses. 6. Revegetate disturbed areas in consultation with the landowner and in a manner consistent with the final Revegetation Plan required under Condition PRE-FW-05. 7. If the landowner wishes to retain certain facilities, provide a letter from the landowner that identifies the roads, cleared pads, fences, gates and other improvements to be retained and a commitment from the landowner to maintain the identified facilities for farm or other purposes permitted under the applicable zone. b. Following review and approval of the final retirement plan, the certificate holder must conduct all work associated with restoration activities in compliance with a final Erosion and Sediment Control Plan (ESCP) that is satisfactory to the Oregon Department of Environmental Quality as required under the National Pollutant Discharge Elimination System Construction Stormwater Discharge General Permit 1200-C. [Final Order on ASC (2017), Land Use Condition 27, AMD1 (2024)]
STANDARD: RETIREMENT AND FINANCIAL ASSURANCE (RT) [OAR 345-022-0050]	
OPR-RF-01	During facility operation, the certificate holder shall: ~~a. Conduct monthly inspections of the battery storage systems, in accordance with manufacturer specifications. The certificate holder shall maintain documentation of inspections, including any corrective actions, and shall submit copies of inspection documentation in its annual report to the Department.~~ b. Provide evidence in its annual report to the Department of active property coverage under its commercial business insurance from high loss-catastrophic events, including but not limited to onsite fire or explosion. [Final Order on AMD2 (2018), Retirement and Financial Assurance Condition 6]
STANDARD: PUBLIC SERVICES (PS) [OAR 345-022-0110]	
OPR-PS-01	Deleted. [Final Order on ASC (2017), Public Services Condition 1; AMD1(2024)]
OPR-PS-02	Deleted. [Final Order on ASC (2017), Public Services Condition 2; AMD1(2024)]

OPR-PS-03	a. Prior to operation, the certificate holder shall submit to the Department for approval an Operational Waste Management Plan that includes at a minimum: ~~1. Onsite handling procedure for operational replacement of damaged, defective or recalled lithium-ion batteries. The procedure shall identify applicable 49 CFR 173.185 provisions and address, at a minimum, onsite handling, packaging, interim storage, and segregation requirements.~~ ~~2. Training employees to handle, replace, and store damaged, defective or recalled lithium-ion batteries; minimize and recycle solid waste.~~ 3. A description of the methods for segregating and recycling paper products, metals, glass, and plastics and other recyclable materials. 4. A description of the methods for safely handling, storing and recycling used oil and hydraulic fluid. 5. A description of the methods and vendors for the packaging, transport, and recycling or reuse of wind turbine blades, or an explanation of why no reasonable option for the recycling or reuse of wind turbine blades is available. 6. Procedures for collecting and transporting non-recyclable waste to a local landfill by a licensed waste hauler or by using facility equipment and personnel to haul the waste. Waste hauling by facility personnel within Morrow County shall be performed in compliance with the Morrow County Solid Waste Management Ordinance. 7. Segregating all hazardous and universal, non-recyclable wastes such as used oil, oily rags and oil-absorbent materials, mercury-containing lights, ~~lithium-ion batteries,~~ lead-acid and nickel-cadmium batteries~~, and replaced, damaged, defective or recalled lithium-ion batteries~~ for disposal by a licensed firm specializing in the proper recycling or disposal of hazardous and universal wastes. b. During operation, the certificate holder shall implement the approved Operational Waste Management Plan. [Final Order on ASC (2017), Public Services Condition 4; AMD2 (2018), AMD1 (2024)]
OPR-PS-04	During operation, the certificate holder shall ensure that appropriate law enforcement agency personnel have an up-to-date list of the names and telephone numbers of facility personnel available to respond on a 24-hour basis in case of an emergency at the facility site. [Final Order on ASC (2017), Public Services Condition 12]
STANDARD: WILDFIRE PREVENTION AND RISK MITIGATION (WP) [OAR 345-022-0115]	
OPR-WP-01	During operation of the facility, the certificate holder shall implement the Operational Wildfire Mitigation Plan, as finalized in Condition PRO-WP-01. During every year of operation, the plan shall be updated to account for changes in local fire protection agency personnel or capabilities, wildfire risk at the site, and changes in best practices for minimizing and mitigating fire risk. The updated plan shall be submitted to the Department pursuant to OAR 345-026-0080 in the facility's annual compliance report and is subject to Department review and approval. [AMD1 (2024)]
STANDARD: PUBLIC HEALTH AND SAFETY FOR WIND FACILITIES (WF) [OAR 345-024-0010]	
OPR-WF-01	During operation, the certificate holder shall ensure ~~each~~ facility substation ~~and battery storage systems are~~is enclosed with appropriate fencing and locked gates to protect the public from electrical hazards. [Final Order on ASC (2017), Public Health and Safety Standards for Wind Facilities Condition 2; AMD2 (2018)]
STANDARD: SITING STANDARDS FOR TRANSMISSION LINES (TL) [OAR 345-024-0090]	
OPR-TL-01	During operation, the certificate holder shall:

	a. Update the OPUC Safety Staff as to how the operator will comply with OAR Chapter 860, Division 024 on an ongoing basis considering future operations, maintenance, emergency response, and alterations until facility retirement. b. File the following required information with the Commission: • 758.013 Operator of electric power line to provide Public Utility Commission with safety information; availability of information to public utilities. (1) Each person who is subject to the Public Utility Commission's authority under ORS 757.035 and who engages in the operation of an electric power line as described in ORS 757.035 must provide the commission with the following information before January 2 of each even-numbered year: • The name and contact information of the person that is responsible for the operation and maintenance of the electric power line, and for ensuring that the electric power line is safe, on an ongoing basis; and • The name and contact information of the person who is responsible for responding to conditions that present an imminent threat to the safety of employees, customers and the public. • In the event that the contact information described in subsection (1) of this section changes or that ownership of the electric power line changes, the person who engages in the operation of the electric power line must notify the commission of the change as soon as practicable, but no later than within 90 days. • If the person described in subsection (1) of this section is not the public utility, as defined in ORS 757.005, in whose service territory the electric power line is located, the commission shall make the information provided to the commission under subsection (1) of this section available to the public utility in whose service territory the electric power line is located. [2013 c.235 §3] c. Provide OPUC Safety Staff with: • Maps and Drawings of routes and installation of electrical supply lines showing: • Transmission lines and structures (over 50,000 Volts) • Distribution lines and structures - differentiating underground and overhead lines (over 600 Volts to 50,000 Volts) • Substation~~s~~, roads and highways • Plan and profile drawings of the transmission lines (and name and contact information of responsible professional engineer). [Final Order on ASC (2017), Siting Standard Condition 3]
STANDARD: NOISE CONTROL REGULATION (NC) [OAR 345-035-0035]	
OPR-NC-01	During operation of the facility, if required to meet the maximum allowable decibel threshold of 50 dBA, the certificate holder shall only operate the facility with the noise mitigation that is identified prior to construction pursuant to Condition PRE-NC-01. After beginning operation of the facility, the certificate holder shall include documentation in its annual Compliance Report confirming that the noise mitigation measures implemented at the turbines and other equipment identified in the preconstruction analysis required by Condition PRE-NC-01 are at or below the identified dBA reduction level. [Final Order on ASC (2017), Noise Control Condition 3; AMD1 (2024)]
OPR-NC-02	During operation, the certificate holder shall maintain a complaint response system to address noise complaints. The certificate holder shall notify the department within two working days of receiving a noise complaint related to the facility. The notification should include, but is not limited to, the date the certificate holder received the complaint, the nature of the complaint,

	the complainant's contact information, the location of the affected property, and any actions taken, or planned to be taken, by the certificate holder to address the complaint. [Final Order on ASC (2017), Noise Control Condition 4]
OPR-NC-03	During operation, in response to a complaint from the owner of a noise sensitive property regarding noise levels from the facility, the Council may require the certificate holder to monitor and record the statistical noise levels to verify that the certificate holder is operating in compliance with the noise control regulations. The monitoring plan must be reviewed and approved by the department prior to implementation. The cost of such monitoring, if required, shall be borne by the certificate holder. [Final Order on ASC (2017), Noise Control Condition 5]

4.7 Retirement Conditions (RET)

Condition Number	Retirement (RET) Conditions
STANDARD: RETIREMENT AND FINANCIAL ASSURANCE (RT) [OAR 345-022-0050]	
RET-RF-01	The certificate holder must retire the facility in accordance with a retirement plan approved by the Council if the certificate holder permanently ceases construction or operation of the facility. The retirement plan must describe the activities necessary to restore the site to a useful, nonhazardous condition, as described in OAR 345-025-0006(9). After Council approval of the plan, the certificate holder must obtain the necessary authorization from the appropriate regulatory agencies to proceed with restoration of the site. [Final Order on ASC (2017), Retirement and Financial Assurance Condition 2] [Mandatory Condition OAR 345-025-0006(9)]
RET-RF-02	If the Council finds that the certificate holder has permanently ceased construction or operation of the facility without retiring the facility according to a final retirement plan approved by the Council, as described in OAR 345-025-0006(9), the Council must notify the certificate holder and request that the certificate holder submit a proposed final retirement plan to the department within a reasonable time not to exceed 90 days. If the certificate holder does not submit a proposed final retirement plan by the specified date, the Council may direct the department to prepare a proposed final retirement plan for the Council's approval. Upon the Council's approval of the final retirement plan, the Council may draw on the bond or letter of credit described in section (8) to restore the site to a useful, nonhazardous condition according to the final retirement plan, in addition to any penalties the Council may impose under OAR Chapter 345, Division 29. If the amount of the bond or letter of credit is insufficient to pay the actual cost of retirement, the certificate holder must pay any additional cost necessary to restore the site to a useful, nonhazardous condition. After completion of site restoration, the Council must issue an order to terminate the site certificate if the Council finds that the facility has been retired according to the approved final retirement plan. [Final Order on ASC (2017), Retirement and Financial Assurance Condition 3] [Mandatory Condition OAR 345-025-0006(16)]

5.0 Successors and Assigns

To transfer this site certificate or any portion thereof or to assign or dispose of it in any other manner, directly or indirectly, the certificate holder shall comply with OAR 345-027-0400.

6.0 Severability and Construction

If any provision of this agreement and certificate is declared by a court to be illegal or in conflict with any law, the validity of the remaining terms and conditions shall not be affected, and the rights and obligations of the parties shall be construed and enforced as if the agreement and certificate did not contain the particular provision held to be invalid.

7.0 Execution

This site certificate may be executed in counterparts and will become effective upon signature by the Chair of the Energy Facility Siting Council and the authorized representative of the certificate holder.

IN WITNESS THEREOF, this site certificate has been executed by the State of Oregon, acting by and through the Energy Facility Siting Council and Wheatridge East, LLC (certificate holder), a wholly-owned indirect subsidiary of NextEra Energy Resources, LLC (certificate holder/certificate holder owner).

ENERGY FACILITY SITING COUNCIL	WHEATRIDGE EAST WIND, LLC
By: Kent Howe (Jun 6, 2024 09:38 PDT)	By: Anthony Pedroni (Jun 6, 2024 07:53 EDT)
Date: 06-Jun-2024	Date: 06-Jun-2024

Attachment A
WREFE Site Boundary Map

Wheatridge Renewable Energy Facility East

Figure 2
Wheatridge Renewable Energy Facility East (Phase I)
Proposed Site Boundary

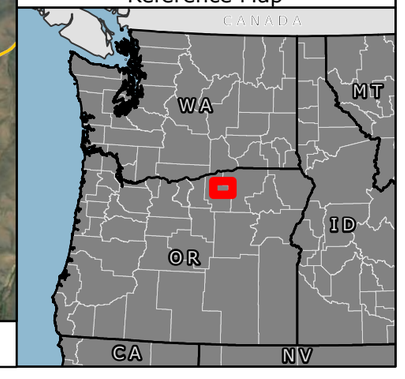
MORROW AND UMATILLA COUNTIES, OR

- Proposed Site Boundary
- Proposed Wind Micrositing Corridor
- State Highway
- County Highway
- City/Town
- County Boundary

TETRA TECH

NEXTera ENERGY RESOURCES

Reference Map



Morrow County
Umatilla County
Lexington
578
207
735
602
813
74

1:135,000 WGS 1984 UTM Zone 11N

0 2 4 8 Miles

NOT FOR CONSTRUCTION

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Attachment 2. Wheatridge Renewable Energy Facility Northeast Red-lined Site Certificate

ENERGY FACILITY SITING COUNCIL

OF THE

STATE OF OREGON

~~First Amended~~ Site Certificate for the

Wheatridge Renewable Energy Facility

Northeast~~East~~

Issuance Dates

Site Certificate	TBD~~November 19, 2020~~
~~First Amended Site Certificate~~	~~June 4, 2024~~

~~Issuance Date History under Wheatridge Wind Energy Facility~~

~~Site Certificate~~	~~April 28, 2017~~
~~First Amended Site Certificate~~	~~July 27, 2017~~
~~Second Amended Site Certificate~~	~~November 16, 2018~~
~~Third Amended Site Certificate~~	~~December 14, 2018~~
~~Fourth Amended Site Certificate~~	~~November 22, 2019~~
~~Fifth Amended Site Certificate~~	~~May 22, 2020~~

~~Issuance Date History under Wheatridge Renewable Energy Facility II~~

~~Site Certificate~~	~~May 22, 2020~~
~~First Amended Site Certificate~~	~~November 19, 2020~~

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Attachments

Attachment A Facility Site Boundary Map

Acronyms and Abbreviations

ASC	Application for Site Certificate
BMP	Best Management Practice
Council or EFSC	Oregon Energy Facility Siting Council
Department or ODOE	Oregon Department of Energy
DOGAMI	Oregon Department of Geology and Mineral Industries
ESCP	Erosion and Sediment Control Plan
HMP	Habitat Mitigation Plan
NEER	NextEra Energy Resources, LLC
NPDES	National Pollutant Discharge Elimination System
O&M	Operations and Maintenance
OAR	Oregon Administrative Rule
ODFW	Oregon Department of Fish and Wildlife
ORS	Oregon Revised Statute
NRHP	National Register of Historic Places
WGS	Washington Ground Squirrel
WMMP	Wildlife Monitoring and Mitigation Plan
WREFI	Wheatridge Renewable Energy Facility I
WREFII	Wheatridge Renewable Energy Facility II
WREFIII	Wheatridge Renewable Energy Facility III
WREFE	Wheatridge Renewable Energy Facility East

1.0 Introduction and Site Certification

This site certificate is a binding agreement between the State of Oregon (State), acting through the Energy Facility Siting Council (Council), and Wheatridge Northeast Wind, LLC~~Wheatridge East Wind, LLC~~ (certificate holder), a wholly-owned indirect subsidiary of NextEra Energy Resources, LLC (NEER, certificate holder owner). As authorized under Oregon Revised Statue (ORS) Chapter 469, the Council issues this site certificate authorizing certificate holder to construct, operate and retire the Wheatridge Renewable Energy Facility Northeast~~East~~ (facility) at the below described site within Morrow and Umatilla counties, subject to the conditions set forth herein.

Both the State and certificate holder must abide by local ordinances, state law and the rules of the Council in effect on the date this site certificate is executed. However, upon a clear showing of a significant threat to public health, safety, or the environment that requires application of later-adopted laws or rules, the Council may require compliance with such later-adopted laws or rules (ORS 469.401(2)).

The findings of fact, reasoning and conclusions of law underlying the terms and conditions of this site certificate are set forth in the following documents, incorporated herein by this reference: (a) *Final Order on the Application for Site Certificate for the Wheatridge Wind Energy Facility* issued on April 28, 2017 (hereafter, *Final Order on the Application*); (b) *Final Order on Request for Transfer of the Wheatridge Wind Energy Facility Site Certificate* issued on July 27, 2017; *Final Order on Request for Amendment 3 of the Wheatridge Wind Energy Facility Site Certificate* issued on November 16, 2018; *Final Order on Request for Amendment 2 of the Wheatridge Wind Energy Facility Site Certificate* issued on December 14, 2018; *Final Order on Request for Amendment 4 of the Wheatridge Wind Energy Facility Site Certificate* issued on November 22, 2019; *Final Order on Request for Amendment 5 of the Wheatridge Wind Energy Facility Site Certificate* issued May 22, 2020; *Final Order on Request for Amendment 1 of the Wheatridge Renewable Energy Facility II* (WREFII) *Site Certificate* issued November 19, 2020; and the Final Order on Request for Amendment 1 of the Wheatridge Renewable Energy Facility East issued on June 4, 2024.

In interpreting this site certificate, any ambiguity will be clarified by reference to the following, in order of priority: (1) Final Order on Request for Amendment 1 of the Wheatridge Renewable Energy Facility East Site Certificate (2) *Final Order on Request for Amendment 1 of the WREFII Site Certificate;* (2) *Final Order on Request for Amendment 5 of the Wheatridge Wind Energy Facility Site Certificate* (3) *Final Order on Request for Amendment 4 of the Wheatridge Wind Energy Facility Site Certificate* (4) *Final Order on Request for Amendment 2 of the Wheatridge Wind Energy Facility Site Certificate*; (5) *Final Order on Request for Amendment 3 of the Wheatridge Wind Energy Facility Site Certificate*; (6) *Final Order on Request for Amendment 1 of the Wheatridge Wind Energy Facility Site Certificate*; (7) *Final Order on the Application*, and (8) the record of the proceedings that led to the above referenced orders.

This site certificate binds the State and all counties, cities and political subdivisions in Oregon as to the approval of the site and the construction, operation, and retirement of the facility as to matters that are addressed in and governed by this site certificate (ORS 469.401(3)). This site certificate does not address, and is not binding with respect to, matters that are not included in and governed by this site certificate, and such matters include, but are not limited to: employee health and safety; building code compliance; wage and hour or other labor regulations; local government fees and charges; other

design or operational issues that do not relate to siting the facility (ORS 469.401(4)); and permits issued under statutes and rules for which the decision on compliance has been delegated by the federal government to a state agency other than the Council (ORS 469.503(3)).

The definitions in ORS 469.300 and OAR 345-001-0010 apply to the terms used in this site certificate, except where otherwise stated, or where the context clearly indicates otherwise.

Each affected state agency, county, city, and political subdivision in Oregon with authority to issue a permit, license, or other approval addressed in or governed by this site certificate, shall upon submission of the proper application and payment of the proper fees, but without hearings or other proceedings, issue such permit, license or other approval subject only to conditions set forth in this site certificate. In addition, each state agency or local government agency that issues a permit, license or other approval for this facility shall continue to exercise enforcement authority over such permit, license or other approval (ORS 469.401(3)). For those permits, licenses, or other approvals addressed in and governed by this site certificate, the certificate holder shall comply with applicable state and federal laws adopted in the future to the extent that such compliance is required under the respective state agency statutes and rules (ORS 469.401(2)).

The certificate holder must construct, operate and retire the facility in accordance with all applicable rules as provided for in Oregon Administrative Rule (OAR) Chapter 345, Division 26. After issuance of this site certificate, the Council shall have continuing authority over the site and may inspect, or direct the Oregon Department of Energy (Department) to inspect, or request another state agency or local government to inspect, the site at any time in order to ensure that the facility is being operated consistently with the terms and conditions of this site certificate (ORS 469.430).

The obligation of the certificate holder to report information to the Department or the Council under the conditions listed in this site certificate is subject to the provisions of ORS 192.502 *et seq.* and ORS 469.560. To the extent permitted by law, the Department and the Council will not publicly disclose information that may be exempt from public disclosure if the certificate holder has clearly labeled such information and stated the basis for the exemption at the time of submitting the information to the Department or the Council. If the Council or the Department receives a request for the disclosure of the information, the Council or the Department, as appropriate, will make a reasonable attempt to notify the certificate holder and will refer the matter to the Attorney General for a determination of whether the exemption is applicable, pursuant to ORS 192.450.

The Council recognizes that many specific tasks related to the design, construction, operation and retirement of the facility will be undertaken by the certificate holder's agents or contractors. Nevertheless, the certificate holder is responsible for ensuring compliance with all provisions of the site certificate.

The duration of this site certificate shall be the life of the facility, subject to termination pursuant to OAR 345-027-0110 or the rules in effect on the date that termination is sought, or revocation under ORS 469.440 and OAR 345-029-0100 or the statutes and rules in effect on the date that revocation is ordered. The Council shall not change the conditions of this site certificate except as provided for in OAR Chapter 345, Division 27.

2.0 Facility Location

The site is located approximately 6 miles northeast of the City of Heppner and includes lands within

Morrow and Umatilla counties. The approved site boundary encompasses approximately 14,722~~78,985~~ acres of private land including approximately 6,403~~14,640~~ acres designated as micrositing corridors for facility components. The site also includes a corridor for a 230kV transmission line that connects the energy facility site to the Blue Ridge Substation. Portions of the transmission corridor overlap with the site boundaries of WREFI, WREFII, ~~and~~ WREFIII, and WREFE.

2.1 Site Boundary

The site boundary encompasses approximately 14,722~~78,985~~ acres of privately owned land in Morrow and Umatilla counties. Table 1 identifies the location of lands within the Site Boundary by Township, Range, and Section. As provided in Condition OPR-GS-01 of this Site Certificate, the certificate holder must provide a legal description of the Site within 90 days after the facility begins commercial operation.

Table 1. Location of Site Boundary by Township, Range and Section

Township	Range	Proposed Amended Site Boundary Sections
2N	28E	2, 3, 4, 8, 9, 10, 11, 14, 15, 16, 17, 20, 21, 22, 23, 27, 28, 29, 32, 33, 34
1N	25E	13, 24
1N	26E	18, 19, ~~20, 24, 25,~~ 29, 30, 31, 32~~, 35, 36~~
~~1N~~	~~27E~~	~~23, 24, 25, 26, 27, 31, 32, 33, 34, 35, 36~~
1N	28E	3, 4, 5, 6, 8, 9, 10, 16, 17, 19, 20, 21, ~~25, 26, 27,~~ 28, 29, 30, ~~31, 32,~~ 33~~, 34, 35, 36~~
~~1N~~	~~29E~~	~~30, 31~~
1S	26E	1, 2, 3, 4, 5, 9, 10, 11, 12~~, 13, 14, 15, 16, 24, 25, 36~~
1S	27E	~~1-36~~7, 8, 12, 13, 14, 15, 16, 17, 18, 21, 22, 23, 24
1S	28E	~~1-31; 33-36~~3, 4, 7, 8, 9, 16, 17, 18
~~1S~~	~~29E~~	~~5, 6, 7, 8, 9, 16, 17, 18, 19, 20, 28, 29, 30, 31, 32~~
~~2S~~	~~26E~~	~~1~~
~~2S~~	~~27E~~	~~1, 4, 5, 6~~
~~2S~~	~~28E~~	~~1, 2, 3, 4, 6, 11, 12~~
~~2S~~	~~29E~~	~~5, 6, 7~~

2.2 Micrositing Corridors

Except for the 230-kV transmission line, the certificate holder is authorized to locate facility components anywhere within approximately the approximately 6,403~~14,640~~ acres of approved micrositing corridors within the site boundary. The micrositing corridors are intended to allow flexibility in the siting of specific components while establishing outer boundaries of potential construction.

Micrositing corridors are approximately 660 feet wide around turbines, and wider in some locations. Micrositing corridors around site access roads and electrical collection lines (collector lines) are

between 200 feet and 500 feet wide.

2.3 Transmission Line Corridors

The certificate holder is authorized to construct and operate a 230-kV overhead transmission line within the approved corridor described in this section. The corridor is approximately 1,000 feet wide and 17~~27~~ miles long and connects the energy facility site with the Blue Ridge Substation constructed as part of Wheatridge I and II. The transmission corridor is located entirely within Morrow County.

As shown in Attachment A, the corridor begins at the alternate collector substation site and then travels south across Big Butter Creek Road and Butter Creek. The corridor then travels south and southwest to a crossing with Little Butter Creek Road and Little Butter Creek where the corridor joins with the proposed collector substation site. From the proposed collector substation, the proposed corridor travels southwest and west to Milk Canyon and Spur Loop Road. From Spur Loop Road, the proposed corridor route would run west for approximately 4 miles, then northwest and north to the existing Blue Ridge Substation.

3.0 Facility Description

The facility includes a wind energy facility and related and supporting facilities. The certificate holder is authorized to construct up to 36~~107~~ wind turbines with a combined maximum nameplate generation capacity of 1~~3~~00 MW and related and supporting facilities.

Facility components are further described in Section 3.1 and 3.2 of this site certificate.

3.1 Wind Energy Facility Components

The certificate holder is authorized to construct and operate up to 36~~107~~ wind turbines with a total generating capacity up to 1~~3~~00 MW. Wind turbines each consist of a nacelle, a three-bladed rotor, a tubular steel turbine tower, concrete foundation, and an engineered earth and gravel pad. All wind turbines constructed at the site must comply with the maximum approved dimensions provided in Table 2.

Table 2: Approved Wind Turbine Dimensions

Specification	Maximum (ft)
Blade Length	204.1
Hub Height	290.7
Rotor Diameter	416.7
Total Height (tower height plus blade length)	499.0
Aboveground Blade-Tip Clearance	82.3
Turbine Pad Diameter	65
Wind turbine types with the maximum dimension specifications shall be equipped with Low Noise Trailing Edge blades.	

3.2 Related or Supporting Facilities

In addition to the wind energy facility, the certificate holder is authorized to construct and operate the following related and supporting facilities:

- Up to 36~~107~~ Generator Step-Up (GSU) Transformers
- Electrical collection system including up to 22~~95~~ miles of underground 34.5-kV collector lines)
- Up to one~~two~~ collector substation~~s~~
- Up to 10~~27~~ miles of up to two overhead, parallel 230 kV transmission lines
- Up to ~~45~~ permanent meteorological (met) towers
- Communication and Supervisory Control and Data Acquisition (SCADA) System
- Up to 16~~76~~ miles of permanent new access roads~~, including up to 61 miles of permanent roads and 15 miles of temporary roads~~.
- ~~One primary temporary construction yard and u~~Up to four auxiliary construction yards.
- A Battery Energy Storage System (30 MW total and Interconnection Facilities

Generator Step-Up GSU Transformers

A generator step-up (GSU) transformer would be installed within the engineered pad at the base of each turbine to increase the voltage of the turbine output to 34.5 kV power. Each GSU transformer would be constructed on an 8-inch concrete pad foundation within the engineered earth and gravel pad above the turbine foundation.

Electrical Collection System

The certificate holder is authorized to install up to 22~~95~~ miles of underground 34.5-kV collector lines to connect the GSU transformers to the collector. substations. Electrical connections may be located underground or in enclosed junction boxes between the turbine and the GSU transformer.

All collector lines must be buried. Trenches may be up to three-feet wide and should be at least three-feet deep wherever feasible. Where land use and soil conditions make a buried depth of three-feet infeasible, collector lines may be buried at a depth of less than three feet as long as compliance with applicable National Electrical Safety Code (NESC) standards is maintained.

Collector Substations

The certificate holder is authorized to construct one~~two~~ collector substation~~s~~ consisting of transformers, transmission line termination structures, a bus bar, circuit breakers and fuses, control systems, meters, and other equipment. The ~~primary collector substation may occupy up to 7 acres and the alternate~~ substation and Battery Energy Storage System may occupy up to 6.5 acres.

Prior to construction, the substation site~~s~~ will be cleared and graded, with a bed of crushed rock applied for a durable surface. The~~Each~~ collector substation must be enclosed by a locked fence.

230-kV Transmission Line

The certificate holder is authorized to construct and operate a 10~~27~~-mile overhead 230-kV overhead transmission line within the transmission line corridor shown within Attachment A.

The transmission line may be constructed in either single or double circuit configuration. If the transmission line is a single circuit, then one set of H-frame or monopole transmission line structures

will be constructed. If the transmission line is two circuits, then either one or two sets of monopole structures will be constructed. Support structures may be constructed of either wood or steel. The structures will be approximately 60 to 150 feet tall and spaced approximately 400 to 800 feet apart depending on the terrain. Each transmission line route requires acquisition of an approximately 150-foot-wide right-of-way from private landowners.

Meteorological Towers

The certificate holder is authorized to construct up to four~~five~~ met tower~~s~~. The~~Each~~ met tower must have a free-standing, non-guyed design and may not exceed approximately 328 feet (100 meters) in height. An approximately 32-feet (10-meter) diameter circle of permanent land disturbance is expected around the ~~each~~ tower. Permanent met towers are fitted with safety lighting and paint as required by the Federal Aviation Administration (FAA). The certificate holder may install temporary met towers during construction after obtaining any necessary permits from the affected local government.

Communication and SCADA System

The facility includes a communication system, consisting of fiber optic and copper communication lines that connect the turbines, met towers, and substation~~s~~ to the shared O&M building at Wheatridge II. A SCADA system is installed in the shared O&M buildings to enable remote operation to collect operating data for each wind turbine, and to archive wind and performance data. SCADA system wires are collocated with the electrical collector lines described above.

O&M Buildings

The certificate holder is authorized to utilize the O&M building constructed at Wheatridge II.

Access Roads

The certificate holder is authorized to construct up to 16~~76~~ miles of permanent access roads to access facility components. The certificate holder must grade and gravel all newly constructed and improved site access roads to meet load requirements for heavy construction equipment, as necessary. Following turbine construction, the certificate holder will narrow the site access roads for use during operations and maintenance. The additional disturbed width required during construction will be restored following the completion of construction by removing gravel surfacing, restoring appropriate contours with erosion and stormwater control best management practices (BMPs), decompacting as needed, and revegetating the area appropriately.

~~The certificate holder is authorized to construct up to 15 miles of temporary access roads to facilitate the construction of the 230-kV overhead transmission line. The temporary access roads must be removed and restored following the completion of construction.~~

No improvements to existing public roads are anticipated to accommodate facility construction. If specific improvements are identified during consultation with the appropriate county road master prior to construction, any required permits will be obtained from the appropriate local government.

Additional Construction Yards

The certificate holder is authorized to construct ~~one 60-acre temporary construction yard. The certificate holder may utilize~~ up to four ~~additional~~ 20-acre temporary construction yards located

within the approved micrositing corridors to facilitate the delivery and assembly of material and equipment. The primary construction yard may include one 1,000-gallon diesel and one 500-gallon gasoline above-ground fuel tank, within designated secondary containments areas.

The certificate holder is required to restore all construction yards to pre-construction conditions following completion of construction unless an agreement with the landowner leads to some or all of the construction yards being retained after construction.

In addition, the certificate holder may utilize one or more temporary concrete batch plant areas, located within the construction yard area. The temporary concrete batch plants must be permitted by the selected contractor in accordance with state and local law.

Battery Storage Systems and Interconnection Facilities (DC Coupled)

The certificate holder is authorized to construct a 30-MW battery storage system. The BESS may be located in modular containers or a building. Modular containers would be approximately 8 feet wide, 20 feet long and 9 feet tall. A building would be approximately 80 feet long, 100 feet wide and 20 feet tall. Under either option, the system would include:

- Lithium-ion batteries within battery modules placed in anchored racks.
- Approximately eighteen 2.7 mega-voltampere (MVA) inverters with associated step-up transformers with a combined footprint approximately 8 feet by 4 feet.
- A gas pressured deluge fire suppression system, independent smoke detection system, and external fire water tank
- A cooling system comprised of a bank of four power conditioning system fan units with motor.
- A control house, approximately 16 feet by 11 feet, with an external heating, ventilation and air conditioning unit (HVAC)
- A protective device; skid-mounted power transformer; and bi-directional inverter

Battery and inverter equipment may be electrically connected via a combination of aboveground cable trays, underground conduit, and covered cable trenches. Site surfacing would remain primarily gravel. The battery storage systems would interconnect with facility substations via feeder lines.

Shared (WREFE and WREFNE) Related or Supporting Facilities

The certificate holder is authorized to share related or supporting facilities between the WREFE and WREFNE facilities, including the WREFII Baseline Lane laydown yard/O&M building, intraconnection transmission line, substation, SCADA system, and access roads. These related or supporting facilities are split accordingly between WREFE and WREFNE, as demonstrated in their associated site certificates. Similarly, compliance with site certificate conditions and EFSC standards which apply to these shared related or supporting facilities are also split accordingly between WREFE's and WREFNE's site certificates and certificate holders. In accordance with Condition GEN-GS-13, if either certificate holder substantially modifies a shared related or supporting facility or ceases facility operation, the applicable/relevant certificate holder is obligated to submit an amendment determination request or request for amendment to the Department to determine the appropriate process for evaluating the change and ensuring full regulatory coverage under each site certificate, or remaining site certificate if either is terminated, in the future. Additionally, each certificate holder is obligated to demonstrate to the Department that a "Common Facilities Agreement" or similarly legally binding agreement has been fully executed between certificate holders to ensure approval and agreement of access to the shared resources has been obtained prior to operation of shared facilities.

4.0 Site Certificate Conditions

4.1 Condition Format

The conditions in Sections 4.2 through 4.7 of this Site Certificate are organized and coded to indicate the phase of implementation, the standard the condition is required to satisfy, and an identification number (1, 2, 3, etc.)[1]. The table below presents a "key" for phase of implementation:

Key	Type of Conditions/Phase of Implementation
GEN	General Conditions: Design, Construction and Operation
PRE	Pre-Construction Conditions
CON	Construction Conditions
PRO	Pre-Operational Conditions
OPR	Operational Conditions
RET	Retirement Conditions

The standards are presented using an acronym; for example, the General Standard of Review is represented in the condition numbering as "GS"; the Soil Protection standard is represented in the condition numbering as "SP" and so forth.

For example, the coding of Condition GEN-GS-01 represents that the condition is a general condition (GEN) to be implemented during design, construction and operation of the facility, is required to satisfy the Council's General Standard of Review, and is condition number 1.

This site certificate contains conditions initially imposed in the Wheatridge Wind Energy Facility site certificate, as approved in April 2017, and amended in July 2017 (AMD1), November (AMD2) and December 2018 (AMD3), November 2019 (AMD4), and May 2020 (AMD5). Site certificate conditions include a bracketed citation (e.g. [Final Order on ASC (2017), AMD2 (2018), AMD4 (2019)]) which provides reference to the Council order imposing or amending the condition. Bracketed citations dated 2017 through May 2020 represent conditions imposed or amended under the Wheatridge Wind Energy Facility site certificate; bracketed citations dated after May 2020 represent conditions imposed or amended under the Wheatridge Renewable Energy Facility II site certificate, and bracketed citations dated after 2024 represent conditions imposed or amended under the Wheatidge Renewable Energy Facility East site certificate.

[1] The identification number is not representative of an order that conditions must be implemented; it is

intended only to represent a numerical value for identifying the condition.

4.2 General Conditions (GEN): Design, Construction and Operations

Condition Number	General (GEN) Conditions
STANDARD: GENERAL STANDARD OF REVIEW (GS) [OAR 345-022-0000]	
GEN-GS-01	The certificate holder shall begin construction of all facility components located in areas added to the site by the Final Order on Request for Amendment ~~1~~2 (i.e. all facility components within micrositing siting areas located north~~south~~ of Butter Creek, except the 230-kV transmission line) on or before May 31, 2027. The certificate holder shall provide written notification to the Department that it has met the construction commencement deadline. [Final Order on ASC (2017), General Standard Condition 1; AMD2 (2018); AMD4 (2019); AMD1 (2020)]; AMD1 (2024)] [Mandatory Condition OAR 345-025-0006(4)]
GEN-GS-02	The certificate holder shall complete construction of facility components by the following dates: ~~a. May 24, 2026: All facility components approved in the Final Order on the Application for Site Certificate for the Wheatridge Wind Energy Facility (i.e. facility components in the portion of the site north of Butter Creek and the 230-kV transmission line), as applicable based on final design. The certificate holder shall promptly notify the Department of the date of completion of construction.~~ b. Within 3 years of the date of construction commencement: All facility components located in areas added to the site by the Final Order on Amendment ~~2~~1 (i.e. all facility components within micrositing siting areas located north~~south~~ of Butter Creek, except the 230-kV transmission line). The certificate holder shall promptly notify the Department of the date of completion of construction. [Final Order on ASC (2017), General Standard Condition 2; AMD2 (2018); AMD4 (2019); AMD5 (2020); AMD1 (2024)] [Mandatory Condition OAR 345-025-0006(4)]
GEN-GS-03	The certificate holder shall design, construct, operate, and retire the facility: a. Substantially as described in the site certificate; b. In compliance with the requirements of ORS Chapter 469, applicable Council rules, and applicable state and local laws, rules and ordinances in effect at the time the site certificate is issued; and c. In compliance with all applicable permit requirements of other state agencies. [Final Order on ASC (2017), Mandatory Condition 2] [OAR 345-025-0006(3) AMD1 (2024)]
GEN-GS-04	a. Except as necessary for the initial survey or as otherwise allowed for wind energy facilities, transmission lines or pipelines under this section, the certificate holder shall not begin construction, as defined in OAR 345-001-0010, or create a clearing on any part of the site until the certificate holder has construction rights on all parts of the site. For the purpose of this rule, "construction rights" means the legal right to engage in construction activities. b. For wind energy facilities, transmission lines or pipelines, if the certificate holder does not have construction rights on all parts of the site, the certificate holder may nevertheless begin construction, as defined in OAR 345-001-0010, or create a clearing on a part of the site if the certificate holder has construction rights on that part of the site and: 1. The certificate holder would construct and operate part of the facility on that part of the site even if a change in the planned route of a transmission line or pipeline occurs during the certificate holder's negotiations to acquire construction rights on another part of the site; or

	2. The certificate holder would construct and operate part of a wind energy facility on that part of the site even if other parts of the facility were modified by amendment of the site certificate or were not built. [Final Order on ASC (2017), Mandatory Condition 3] [OAR 345-025-0006(5)]
GEN-GS-05	If the certificate holder becomes aware of a significant environmental change or impact attributable to the facility, the certificate holder shall, as soon as possible, submit a written report to the department describing the impact on the facility and any affected site certificate conditions. [Final Order on ASC (2017), Mandatory Condition 6] [OAR 345-025-0000(6)]
GEN-GS-06	The Council shall include as conditions in the site certificate all representations in the site certificate application and supporting record the Council deems to be binding commitments made by the applicant. [Final Order on ASC (2017), Mandatory Condition 5] [OAR 345-025-0006(10)]
GEN-GS-07	Upon completion of construction, the certificate holder shall restore vegetation to the extent practicable and shall landscape all areas disturbed by construction in a manner compatible with the surroundings and proposed use. Upon completion of construction, the certificate holder shall remove all temporary structures not required for facility operation and dispose of all timber, brush, refuse and flammable or combustible material resulting from clearing of land and construction of the facility. [Final Order on ASC (2017), Mandatory Condition 6] [OAR 345--025-0006(11)]
GEN-GS-08	The certificate holder shall design, engineer and construct the facility to avoid dangers to human safety presented by seismic hazards affecting the site that are expected to result from all maximum probable seismic events. As used in this rule "seismic hazard" includes ground shaking, ground failure, landslide, liquefaction triggering and consequences (including flow failure, settlement buoyancy, and lateral spreading), cyclic softening of clays and silts, fault rupture, directivity effects and soil-structure interaction. For coastal sites, this also includes tsunami hazards and seismically-induced coastal subsidence. [Final Order on ASC (2017), Mandatory Condition 7] [OAR 345-025-0006(12)]
GEN-GS-09	The certificate holder shall notify the Department, the State Building Codes Division and the Department of Geology and Mineral Industries promptly if site investigations or trenching reveal that conditions in the foundation rocks differ significantly from those described in the application for a site certificate. After the Department receives the notice, the Council may require the certificate holder to consult with the Department of Geology and Mineral Industries and the Building Codes Division and to propose mitigation actions. [Final Order on ASC (2017), Mandatory Condition 8] [OAR 345-025-0006(13)]
GEN-GS-10	The certificate holder shall notify the department, the State Building Codes Division and the Department of Geology and Mineral Industries promptly if shear zones, artesian aquifers, deformations or clastic dikes are found at or in the vicinity of the site. After the Department receives notice, the Council may require the certificate holder to consult with the Department of Geology and Mineral Industries and the Building Codes Division to propose and implement corrective or mitigation actions. [Final Order on ASC (2017), Mandatory Condition 9] [OAR 345-025-0006(14)]
GEN-GS-11	Before any transfer of ownership of the facility or ownership of the site certificate holder, the certificate holder shall inform the department of the proposed new owners. The requirements of OAR 345-027-0400 apply to any transfer of ownership that requires a transfer of the site certificate. [Final Order on ASC (2017), Mandatory Condition 10] [OAR 345-025-0006(15)]
GEN-GS-12	The certificate holder is authorized to construct the 230-kV transmission line anywhere within the approved corridor described in Section 2.3 of the site certificate, and presented in Attachment A. [Final Order on ASC (2017), Site Specific Condition 1] [OAR 345-025-0010(5)] AMD1(2024)]

GEN-GS-13	The certificate holder may operationally share~~utilize~~ the temporary Baseline Lane construction yard and O&M Building, constructed and operated under the site certificate for Wheatridge Renewable Energy Facility II, as well as share the following related or supporting facilities with WREFE: the intraconnection transmission line, substation, SCADA system, and access roads (as approved in Final Order on Amendment 1 to WREFE), subject to the following: a. Within 30 days of use by ~~both~~ certificate holders of the shared facilities, the certificate holder must provide evidence to the Department that the certificate holders of the shared facilities have an executed agreement for shared use of any constructed shared facilities. The Share Use Agreements must allow operation and maintenance personnel and contractors access to the shared facilities of WREFII, WREFE, and WREFNE. ~~b. If WREFII proposes to substantially modify any of the shared facilities listed in sub(a) of this condition, each certificate holder shall submit an amendment determination request or request for site certificate amendment to obtain a determination from the Department on whether a site certificate amendment is required or to process an amendment for both site certificates in order to accurately account for any significant change in the decommissioning amount required under Condition PRE-RF-02.~~ ~~c. Prior to facility decommissioning or if facility operations cease, each certificate holder shall submit an amendment determination request or request for site certificate amendment to document continued ownership and full responsibility, including coverage of full decommissioning amount of the shared facilities in the bond or letter of credit pursuant to Condition PRE-RF-02, for the operational facility, if facilities are decommissioned at different times.~~ [Final Order on AMD1 (2024)]
STANDARD: ORGANIZATIONAL EXPERTISE (OE) [OAR 345-022-0010]	
GEN-OE-01	Any matter of non-compliance under the site certificate is the responsibility of the certificate holder. Any notice of violation issued under the site certificate will be issued to the certificate holder. Any civil penalties under the site certificate will be levied on the certificate holder. [Final Order on ASC (2017), Organizational Expertise Condition 5]
GEN-OE-02	In addition to the requirements of OAR 345-026-0170, within 72 hours after discovery of incidents or circumstances that violate the terms or conditions of the site certificate, the certificate holder must report the conditions or circumstances to the department. [Final Order on ASC (2017), Organizational Expertise Condition 6]
GEN-OE-03	During facility construction and operation, the certificate holder shall report to the Department, within 7 days, any change in the corporate structure of the parent company, NextEra Energy Resources, LLC. The certificate holder shall report promptly to the Department any change in its access to the resources, expertise, and personnel of NextEra Energy Resources, LLC and demonstrate how it will timely replace any loss of access to such resources, expertise and personnel with other resources, expertise and personnel sufficient to ensure ongoing compliance with site certificate terms and conditions. [Final Order on AMD1 (2017), Organizational Expertise Condition 9, AMD1 (2024)]

GEN-OE-04	The certificate holder shall: a. Prior to and during construction, as applicable, provide evidence to the Department that a contractual agreement has been obtained for transport and disposal of battery and battery waste by a licensed hauler and requires the third-party to comply with all applicable laws and regulations, including applicable provisions of 49 CFR 173.185. b. Prior to transporting and disposing of battery and battery waste during facility operations, provide evidence to the Department that a contractual agreement has been obtained for transport and disposal of battery and battery waste by a licensed hauler and requires the third-party to comply with all applicable laws and regulations, including applicable provisions of 49 CFR 173.185. [Final Order on AMD2 (2018), Organizational Expertise Condition 10]
GEN-OE-05	*Deleted in Final Order on Amendment 1* [Final Order on AMD5 (2020); Organizational Expertise Condition 11; AMD1 (2020)]
STANDARD: STRUCTURAL (SS) [OAR 345-022-0020]	
GEN-SS-01	The certificate holder shall design, engineer, and construct the facility in accordance with the current versions of the latest International Building Code, Oregon Structural Specialty Code, and building codes as adopted by the State of Oregon at the time of construction. [Final Order on ASC (2017), Structural Standard Condition 2]
STANDARD: LAND USE (LU) [OAR 345-022-0030]	
GEN-LU-01	a. Wind turbines located in Morrow County shall be setback at least: 1. 110 percent of maximum blade tip height from the property line of any abutting property of any non-participating property owners. 2. 100 feet from all property boundaries, including participant property boundaries within the site boundary, if practicable. 3. 110 percent of the overall tower-to-blade tip height from the boundary right-of-way of county roads, state and interstate highways. b. Wind turbine foundations in Morrow County shall not be located on any property boundary, including participant property boundaries within the site boundary. [Final Order on ASC (2017), Land Use Condition 1; AMD3 (2018); AMD4 (2019); AMD5 (2020); AMD1 (2020), AMD1 (2024)]
GEN-LU-02	During design and construction of the facility, the certificate holder shall: a. Obtain an access permit for changes in access on Morrow County roads; and b. Improve or develop private access roads impacting intersections with Morrow County roads in compliance with Morrow County access standards. [Final Order on ASC (2017), Land Use Condition 4]
GEN-LU-03	During design and construction, the certificate holder shall implement the following actions on all meteorological towers approved through the site certificate: a. Paint the towers in alternating bands of white and red or aviation orange; or b. Install aviation lighting as recommended by the Federal Aviation Administration. [Final Order on ASC (2017), Land Use Condition 9]

GEN-LU-04	The certificate holder shall design and construct the facility using the minimum land area necessary for safe construction and operation. The certificate holder shall: a. Locate access roads and temporary construction yards and laydown areas to minimize disturbance of farming practices. Construction yards and laydown areas shall be located within the future footprint of permanent structures to the extent practicable; b. Locate turbines and transmission lines along the margins of cultivated areas to reduce the potential for conflict with farm operations, where feasible. c. Bury underground communication and electrical lines within the area disturbed by temporary road widening, where possible. [Final Order on ASC (2017), Land Use Condition 11; AMD4 (2019); AMD1 (2020), AMD1 (2024)]
GEN-LU-05	During design and construction of the facility, the certificate holder shall ensure that fencing and landscaping at facility components within Morrow County blend with the nature of the surrounding area. [Final Order on ASC (2017), Land Use Condition 14; AMD1(2024)]
GEN-LU-06	Wind turbines located within Umatilla County shall be setback at least: a. 110 percent of the overall tower-to-blade tip height from the boundary right-of-way of county roads and state and interstate highways in Umatilla County. b. 2 miles from turbine towers to any urban growth boundary. c. 1 mile from turbine towers to land within Umatilla County's Unincorporated Community Zone. d. 2 miles from turbine towers to any rural residence within Umatilla County, unless the rural residence is owned by a participating landowner.

	e. 164 feet (50 meters) from tower and facility components to known archeological, historical, or cultural sites, including cultural sites of the Confederated Tribes of the Umatilla Indian Reservation (CTUIR). [Final Order on ASC (2017), Land Use Condition 16; AMD3 (2018), AMD1 (2024)]
GEN-LU-07	Deleted.[Final Order on ASC (2017), Land Use Condition 20; AMD1(2024)]
GEN-LU-08	During facility design and construction of new access roads, the certificate holder shall implement best management practices after consultation with the Umatilla County Soil and Water Conservation district. The new and improved road designs must be reviewed and certified by a civil engineer. [Final Order on ASC (2017), Land Use Condition 22, AMD1 (2024)]
GEN-LU-09	Before beginning electrical production, the certificate holder shall provide GIS data showing the location of each facility component located in Umatilla County to the department and Umatilla County in a format suitable for GPS mapping. [Final Order on ASC (2017), Land Use Condition 24; AMD1 (2024)]
GEN-LU-10	During construction and operation of the facility, the certificate holder shall deliver a copy of the annual report required under OAR 345-026-0080 to the Umatilla County Planning Commission on an annual basis. [Final Order on ASC (2017), Land Use Condition 28]
STANDARD: RETIREMENT AND FINANCIAL ASSURANCE (RT) [OAR 345-022-0050]	
GEN-RF-01	The certificate holder shall prevent the development of any conditions on the site that would preclude restoration of the site to a useful, non-hazardous condition to the extent that prevention of such site conditions is within the control of the certificate holder. [Final Order on ASC (2017), Retirement and Financial Assurance Condition 1] [Mandatory Condition OAR 345-025-0006(7)]
STANDARD: FISH AND WILDLIFE HABITAT (FW) [OAR 345-022-0060]	
GEN-FW-01	During construction and operation of the facility, the certificate holder shall impose a 20 mile per hour speed limit on all private access roads within the site. [Final Order on ASC (2017), Fish and Wildlife Habitat Condition 2, AMD1 (2024)]
GEN-FW-02	The certificate holder shall construct all overhead transmission lines in accordance with the latest Avian Power Line Interaction Committee design standards, and shall only install permanent meteorological towers that are unguyed. [Final Order on ASC (2017), Fish and Wildlife Habitat Condition 6, AMD1 (2024)]
STANDARD: SCENIC RESOURCES (SR) [OAR 345-022-0080]	
GEN-SR-01	Outdoor night lighting at the collector substations and battery storage systems must be: a. The minimum number and intensity required for safety and security; b. Directed downward and inward within the facility to minimize backscatter and offsite light trespass; and c. Have motion sensors and switches to keep lights turned off when not needed. [Final Order on ASC (2017), Scenic Resources Condition 1, AMD2 (2018), AMD1 (2024)]
GEN-SR-02	The certificate holder shall: a. Design and construct battery storage systems to be generally consistent with the character of agricultural buildings used by farmers or ranchers in the area, and the buildings shall be finished in a neutral color to blend with the surrounding landscape; b. Paint or otherwise finish turbine towers in a grey, white, or off-white, low reflectivity coating to minimize reflection and contrast with the sky, unless required otherwise by the local code applicable to the structure location. c. Design and construct support towers for the intraconnection transmission lines using either wood or steel structures and utilize finish with a low reflectivity coating;

	d. Finish substation structures and battery storage systems utilizing neutral colors to blend with the surrounding landscape; e. Minimize use of lighting and design lighting to prevent offsite glare; f. Not display advertising or commercial signage on any part of the proposed facility; g. Limit vegetation clearing and ground disturbance to the minimum area necessary to safely and efficiently install the facility equipment; h. Water access roads and other areas of ground disturbance during construction, as needed, to avoid the generation of airborne dust; and i. Restore and revegetate temporary impact areas as soon as practicable following completion of construction. [Final Order on ASC (2017), Scenic Resources Condition 2, AMD2 (2018), AMD1 (2024)]
STANDARD: PUBLIC SERVICES (PS) [OAR 345-022-0110]	
GEN-PS-01	During construction and operation, the certificate holder shall coordinate with its solid waste handler to provide the information solicited through the Oregon Department of Environmental Quality's Recycling Collector Survey to the Morrow County waste shed representative on an annual basis. [Final Order on ASC (2017), Public Services Condition 5]
GEN-PS-02	The certificate holder shall construct turbine towers with no exterior ladders or access to the turbine blades and shall install locked tower access doors. Tower access doors shall be locked at all times authorized personnel are not present. [Final Order on ASC (2017), Public Services Condition 11, AMD1 (2024)]
GEN-PS-03	Prior to construction and operation of the facility, the certificate holder must provide employee fire prevention and response training that includes instruction on facility fire hazards, fire safety, emergency notification procedures, use of fire safety equipment, and fire safety rules and regulations. The certificate holder shall notify the department and the first-response agencies listed in the Emergency Management Plan developed to comply with Condition PRE-PS-05 at least 30 days prior to the annual training to provide an opportunity to participate in the training. Equivalent training shall be provided to new employees or subcontractors working on site that are hired during the fire season. The certificate holder must retain records of the training and provide them to the department upon request. [Final Order on ASC (2017), Public Services Condition 18, AMD1 (2024)]
GEN-PS-04	The certificate holder shall maintain the battery storage systems and substation components within a 100foot vegetation free zone. [Final Order on AMD2 (2018), Public Services Condition 23, AMD1 (2024)]
STANDARD: PUBLIC HEALTH AND SAFETY FOR WIND FACILITIES (WF) [OAR 345-024-0010]	
GEN-WF-01	During construction and operation, the certificate holder shall follow manufacturers' recommended handling instructions and procedures to prevent damage to turbine or turbine tower components. [Final Order on ASC (2017), Public Health and Safety Standards for Wind Facilities Condition 3]
GEN-WF-02	The certificate holder shall notify the department, the Morrow County Planning Department and the Umatilla County Planning Department within 72 hours of any accidents including mechanical failures on the site associated with construction or operation of the facility that may result in public health or safety concerns. [Final Order on ASC (2017), Public Health and Safety Standards for Wind Facilities Condition 5]
STANDARD: CUMULATIVE EFFECTS STANDARD FOR WIND ENERGY FACILITIES (CE) [OAR 345-024-0015]	
GEN-CE-01	All wind turbines shall be setback at least the following distances from the active raptor nest locations identified in pre-construction raptor nest surveys required under Condition PRE-FW-01: a. 0.25 miles from active Swainson's hawk nest locations; b. 0.5 miles from active ferruginous hawk nest locations; and

	c. 2 miles from active eagle nest locations. d. At least 0.8 miles from Butter Creek and Little Butter Creek. [AMD1 (2024)]

4.3 Pre-Construction (PRE) Conditions

Condition Number	Pre-Construction (PRE) Conditions
STANDARD: ORGANIZATIONAL EXPERTISE (OE) [OAR 345-022-0010]	
PRE-OE-01	Before beginning construction of the facility, facility component or phase, as applicable, the certificate holder shall notify the department of the identity, qualifications, and past regulatory performance of the major design, engineering and construction contractor(s) for the facility. The certificate holder shall select contractors that have substantial experience in the design, engineering and construction of similar facilities. The certificate holder shall not select contractors that have a history of non-compliance with state laws, rules or license requirements. The certificate holder shall report to the department any changes of major contractors. [Final Order on ASC (2017), Organizational Expertise Condition 1, AMD1 (2020), AMD1 (2024)]
PRE-OE-02	Before beginning construction of the facility, facility component or phase, as applicable, the certificate holder shall notify the department of the identity and qualifications of the construction manager to demonstrate that the construction manager is qualified in environmental compliance and has the capability to ensure compliance with all site certificate conditions. [Final Order on ASC (2017), Organizational Expertise Condition 2; AMD1 (2020)]
PRE-OE-03	Prior to construction of the facility, facility component or phase, as applicable, the certificate holder shall contractually require all construction contractors and subcontractors involved in the construction of the facility to comply with all applicable laws and regulations and with the terms and conditions of the site certificate. Such contractual provisions shall not operate to relieve the certificate holder of responsibility under the site certificate. [Final Order on ASC (2017), Organizational Expertise Condition 3, AMD1 (2020)]
PRE-OE-04	Before beginning construction of the facility, facility component or phase, as applicable, the certificate holder shall notify the department before conducting any work on the site that does not qualify as surveying, exploration, or other activities to define or characterize the site. The notice must include a description of the work and evidence that the certificate holder has satisfied all pre-construction conditions that are applicable to the facility, facility component, or phase. [Final Order on ASC (2017), Organizational Expertise Condition 4, AMD1 (2020), AMD1 (2024)]
PRE-OE-05	Prior to construction of the facility, facility component or phase, as applicable, the certificate holder must provide the department and Umatilla and Morrow Counties with the name(s) and location(s) of the aggregate source and evidence of the source's county permit(s). [Final Order on ASC (2017), Organizational Expertise Condition 7, AMD1 (2020)]
PRE-OE-06	Deleted. [Final Order on ASC (2017), Organizational Expertise Condition 8; AMD4 (2019); AMD5 (2020); AMD1 (2020); AMD1 (2024)]
PRE-OE-07	a. Before beginning construction of the facility, facility component, or phase, as applicable, the certificate holder shall provide, to the Department: 1. A list of all state and local permits and approvals that may be necessary for construction of the facility, indicating whether the permit will be obtained by the certificate holder or by a third party; 2. Copies of all listed permits, or evidence demonstrating that the permits are not necessary; and

	3. Proof of agreements between the certificate holder and the third-party regarding access to the resources or services secured by any permits or approvals issued to a third party. b. During construction of the facility, the certificate holder shall notify the Department of any violation, Notice of Violation, or allegation of a violation of the terms or conditions of any permits and approvals for the construction and operation of the facility.- [AMD1 (2024)]
STANDARD: STRUCTURAL (SS) [OAR 345-022-0020]	
PRE-SS-01	Before beginning construction of the facility, facility component or phase, as applicable, the certificate holder must: a. Submit a protocol to the Department and Oregon Department of Geology & Mineral Industries (DOGAMI), for review, with the applicable codes, standards, and guidelines to be used, and proposed geotechnical work to be conducted for the site-specific geotechnical investigation report. b. Following receipt and review of Department and DOGAMI comments on the protocol per (a), the certificate holder shall conduct a site-specific geological and geotechnical investigation, and shall report its findings to DOGAMI and the department. The report shall be used by the certificate holder in final facility layout and design. The department shall review, in consultation with DOGAMI, and confirm that the investigation report includes an adequate assessment of the following information: 1. Subsurface soil and geologic conditions of the site boundary 2. Define and delineate geological and geotechnical hazards, and means to mitigate these hazards 3. Geotechnical design criteria and data for the turbine foundations, foundations of the substation~~s~~, battery storage systems, roads, and other related and supporting facilities 4. Design data for installation of underground collector lines and overhead transmission lines 5. Investigation of specific areas with potential for slope instability and landslide hazards. Landslide hazard evaluation shall be conducted by LIDAR and field work, as recommended by DOGAMI 6. Investigations of the swell and collapse potential of loess soils within the site boundary. [Final Order on ASC (2017), Structural Standard Condition 1; AMD2 (2018); AMD1 (2020), AMD1 (2024)]
PRE-SS-02	Prior to construction of the facility, facility component or phase, as applicable, the certificate holder shall include as part of the geotechnical investigation required per Structural Standard Condition 1, an investigation of all potentially active faults within the site boundary. The investigation shall include a description of the potentially active faults, their potential risk to the facility, and any additional mitigation that will be undertaken by the certificate holder to ensure safe design, construction, and operation of the facility. [Final Order on ASC (2017), Structural Standard Condition 3; AMD5 (2020), AMD1 (2020)]
PRE-SS-03	Prior to construction of the facility, facility component or phase, as applicable, the certificate holder shall include as part of the geotechnical investigation required per Structural Standard Condition 1 an investigation of specific areas with potential for slope instability and shall site turbine strings appropriate to avoid potential hazards. The landslide hazards shall be investigated and mapped before final facility layout and design. The landslide hazard evaluation shall be conducted by a combination of LIDAR and field work.

	[Final Order on ASC (2017), Structural Standard Condition 4, AMD1 (2020)]
PRE-SS-04	Prior to construction of the facility, facility component or phase, as applicable, the certificate holder shall include as part of the geotechnical investigation required per Structural Standard Condition 1, an investigation of the swell and collapse potential of loess soil in the site boundary. Based on the results of the investigation, the certificate holder shall include mitigation measures including, as necessary, over-excavating and replacing loess soil with structural fill, wetting and compacting, deep foundations, or avoidance of specific areas. [Final Order on ASC (2017), Structural Standard Condition 5, AMD1 (2020)]
STANDARD: SOIL PROTECTION (SP) [OAR 345-022-0022]	
PRE-SP-01	Prior to construction of the facility, facility component, or phase, as applicable, the certificate holder shall provide a copy of a Spill Prevention Control and Countermeasures (SPCC) plan that meets the requirements of 40 CFR part 112, to be implemented by the certificate holder or its contractor during facility construction. [Final Order on ASC (2017), Soil Protection Condition 3, AMD1 (2024)]
PRE-SP-02	The final Revegetation Plan required under Condition PRE-FW-05 shall include a program to protect and restore soils temporarily disturbed during facility construction. All soils shall be properly excavated, stored, and replaced by soil horizon. Topsoil shall be preserved and replaced. [Final Order on ASC (2017), Soil Protection Condition 4, AMD1 (2020), AMD1 (2024)]
PRE-SP-03	Deleted. [Final Order on ASC (2017), Soil Protection Condition 7; AMD1 (2024)]
STANDARD: LAND USE (LU) [OAR 345-022-0030]	
PRE-LU-01	Before beginning construction of the facility, facility component or phase, as applicable, in Morrow County the certificate holder shall complete the following: a. Pay the requisite fee and obtain a Zoning Permit from Morrow County for all facility components sited in Morrow County; and b. Obtain all other necessary local permits, including building permits. c. Provide the county with a building permit application, a third party technical report which includes: 1. Evaluates fire hazards and; 2. Presents mitigation and recommendations for a fire suppression system designed for the battery storage systems. d. The certificate holder shall provide copies of the third-party technical report and issued permits to the Department. [Final Order on ASC (2017), Land Use Condition 3; AMD2 (2018), AMD1 (2020), AMD1 (2024)]
PRE-LU-02	Before beginning construction of the facility, facility component or phase, as applicable, the certificate holder shall pay the requisite fee and obtain a Conditional Use Permit as required under Morrow County Zoning Ordinance Article 6 Section 6.015. [Final Order on ASC (2017), Land Use Condition 5, AMD1 (2020)]
PRE-LU-03	a. At least 30 days before beginning construction of the facility, facility component or phase, as applicable, the certificate holder shall submit to the Department for review and approval, a Weed Control Plan that is consistent with the draft plan provided in the Attachment F of the *Final Order on Amendment 1 of the Site Certificate for the Wheatridge Renewable Energy Facility East* (June 2024) which shall be applied to areas of construction disturbance plus a 50-foot disturbance buffer. b. The Department shall consult with Morrow and Umatilla Counties and ODFW during review of the draft plan and may impose additional requirements as needed to ensure compliance with the requirements of those jurisdictions and the Revegetation Plan

	required under Condition PRE-FW-05.

	c. The certificate holder shall implement the requirements of the approved plan during all phases of construction and operation of the facility. [Final Order on ASC (2017), Land Use Condition 6; AMD5 (2020); AMD1 (2020), AMD1 (2024)]
PRE-LU-04	Before beginning construction of the facility, facility component or phase, as applicable, the certificate holder shall record in the real property records of Morrow County a Covenant Not to Sue with regard to generally accepted farming practices on adjacent farmland. [Final Order on ASC (2017), Land Use Condition 7, AMD1 (2020)]
PRE-LU-05	Prior to beginning construction of the facility, facility component or phase, as applicable, the certificate holder shall consult with surrounding landowners and lessees and shall consider proposed measures to reduce or avoid any adverse impacts to farm practices on surrounding lands and to avoid any increase in farming costs during construction and operation of the facility. Prior to beginning construction, the certificate holder shall provide evidence of this consultation to the department, Morrow County, and Umatilla County. [Final Order on ASC (2017), Land Use Condition 12; AMD5 (2020), AMD1 (2020)]
PRE-LU-06	Deleted. [Final Order on ASC (2017), Land Use Condition 13, AMD1 (2020), AMD1 (2024)]
PRE-LU-07	Before beginning construction of the facility, facility component or phase, as applicable, the certificate holder must: a. Pay the requisite fee(s) and obtain a Zoning Permit(s) from Umatilla County for facility components sited within Umatilla County. b. Provide the Department and county with a building permit application that includes a third party technical report which: 1. Evaluates fire hazards, and 2. Presents mitigation and recommendations for a fire suppression system designed for the battery storage systems. c. The certificate holder shall provide copies of the third-party technical report and issued permits to the Department. [Final Order on ASC (2017), Land Use Condition 15; AMD2 (2018), AMD1 (2020), AMD1 (2024)]
PRE-LU-08	Prior to facility construction of the facility, facility component or phase, as applicable, the certificate holder shall install gates and no trespassing signs at all private access roads established or improved for the purpose of facility construction and operation if requested by the underlying landowner. [Final Order on ASC (2017), Land Use Condition 18; AMD4 (2019), AMD1 (2020)]
PRE-LU-09	Before beginning construction of the facility, facility component or phase, as applicable, the certificate holder shall record in the real property records of Umatilla County a Covenant Not to Sue with regard to generally accepted farming practices on adjacent farmland. [Final Order on ASC (2017), Land Use Condition 21, AMD1 (2020)]
PRE-LU-10	Prior to beginning construction of the 230-kV transmission line, the certificate holder shall submit evidence that all owners in the transmission line corridor have been consulted as required by ORS 215.276. [AMD1 (2024)]
STANDARD: RETIREMENT AND FINANCIAL ASSURANCE (RT) [OAR 345-022-0050]	
PRE-RF-01	Before beginning construction of the facility, the certificate holder shall submit to the State of Oregon, through the Council, a bond or letter of credit in a form and amount satisfactory to the Council to restore the site to a useful, non-hazardous condition. The certificate holder shall maintain a bond or letter of credit in effect at all times until the facility has been retired. The Council may specify different amounts for the bond or letter of credit during construction and during operation of the facility.

	[Final Order on ASC (2017), Retirement and Financial Assurance Condition 4] [Mandatory Condition OAR 345-025-0006(8)]
PRE-RF-02	Before beginning construction of the wind energy facility components or its related or supporting facilities, the certificate holder shall submit to the State of Oregon, through the Council, a bond or letter of credit naming the State of Oregon, acting by and through the Council, as beneficiary or payee. The initial bond or letter of credit amount for wind facility components is $11.2~~28.4~~ million dollars (Q1~~4~~ 202~~63~~ dollars), to be adjusted to the date of issuance , and adjusted on an annual basis thereafter, as described in sub-paragraph (b) of this condition: a. The initial bond or letter of credit amount may be adjusted based on the final design configuration of the facility and the line items and unit costs presented in Attachment C of the Final Order on Amendment 1. Any revision to the restoration costs should be adjusted to the date of issuance as described in (b) and subject to review and approval by the Council. b. The certificate holder shall adjust the amount of the bond or letter of credit using the following calculation: 1. Adjust the amount of the bond or letter of credit (expressed in Q1~~4~~ 202~~63~~ dollars to present value, using the U.S. Gross Domestic Product Implicit Price Deflator, Chain-Weight, as published in the Oregon Department of Administrative Services' "Oregon Economic and Revenue Forecast" or by any successor agency and using the first~~fourth~~ quarter 202~~63~~ index value and the quarterly index value for the date of issuance of the new bond or letter of credit. If at any time the index is no longer published, the Council shall select a comparable calculation to adjust first~~fourth~~ 202~~63~~ dollars to present value. 2. Round the result total to the nearest $1,000 to determine the financial assurance amount. c. The certificate holder shall use an issuer of the bond or letter of credit approved by the Council. d. The certificate holder shall use a form of bond or letter of credit approved by the Council. The certificate holder shall describe the status of the bond or letter of credit in the annual report submitted to the Council under OAR 345-026-0080. The bond or letter of credit shall not be subject to revocation or reduction before retirement of the facility site. [Final Order on ASC (2017), Retirement and Financial Assurance Condition 5; AMD2 (2018); AMD4 (2019); AMD5 (2020); AMD1 (2020); AMD1(2024)]
STANDARD: FISH AND WILDLIFE HABITAT (FW) [OAR 345-022-0060]	

PRE-FW-01	a. Prior to final site design and facility layout, the certificate holder shall conduct a field-based habitat survey to confirm the habitat categories of all areas that will be affected by facility components, as well as the locations of any sensitive resources such as active raptor and other bird nests. Areas within mapped Mule Deer Winter Range may be assumed to be Category 2 habitat; however, the boundaries of any areas of developed agriculture within Mule Deer Winter Range shall be surveyed to confirm changes. The survey shall be planned in consultation with the department and ODFW, and survey protocols shall be confirmed with the department and ODFW. b. Following completion of the field survey, and final layout design and engineering, the certificate holder shall provide the department and ODFW a report containing the results of the survey, showing expected final location of all facility components, the habitat categories of all areas that will be affected by facility components, and the locations of any sensitive resources. The report shall also include tabular showing the acres of expected temporary and permanent impacts to each habitat category, type, and sub-type. The pre-construction survey shall be used to complete final design, facility layout, and micrositing of facility components. As part of the report, the certificate holder shall include its impact assessment methodology and calculations, including assumed temporary and permanent impact acreage for each transmission structure, wind turbine, access road, and all other facility components. If construction laydown yards are to be retained post construction, due to a landowner request or otherwise, the construction laydown yards must be calculated as permanent impacts, not temporary. c. In classifying the affected habitat into habitat categories, the certificate holder shall consult with the department and ODFW. The certificate holder shall not begin construction of the facility until the habitat assessment, categorization, and impact assessment has been approved by the department, in consultation with ODFW. d. The certificate holder shall not construct any facility components within areas of Category 1 habitat and shall avoid temporary disturbance of Category 1 habitat. [Final Order on ASC (2017), Fish and Wildlife Habitat Condition 1, AMD1 (2024)]
PRE-FW-02	Prior to operation, the certificate holder shall finalize the Wildlife Monitoring and Mitigation Plan (WMMP) provided in Attachment F-2 of the *Final Order on Request for Amendment 1 of the Wheatridge Renewable Energy Facility II Site Certificate* (November 2020), by updating the thresholds of concern in Section 3.6 of the WMMP in consultation with the Department and ODFW. The WMMP may be amended from time to time by agreement of the certificate holder and the Council. Such amendments may be made without amendment of the site certificate. The Council authorizes the Department to agree to amendments to this plan. The Department shall notify the Council of all amendments, and the Council retains the authority to approve, reject, or modify any amendment of the WMMP agreed to by the Department. [Final Order on ASC (2017), Fish and Wildlife Habitat Condition 4; AMD5 (2020), AMD1 (2024)]
PRE-FW-03	Prior to construction of the facility, facility component or phase, as applicable, the certificate holder shall flag all environmentally sensitive areas as restricted work zones. Restricted work zones shall include but not be limited to areas with sensitive or protected plant species, including candidate species, wetlands and waterways that are not authorized for construction impacts, areas with seasonal restrictions, and active state sensitive species bird nests. [Final Order on ASC (2017), Fish and Wildlife Habitat Condition 8, AMD1 (2020)]

PRE-FW-04	Before beginning construction of the facility, facility component or phase, as applicable, the certificate holder shall prepare and receive approval from the Department of a final Habitat Mitigation Plan (HMP), substantially as presented in Attachment E of the *Final Order on Amendment 1 of the Site Certificate for Wheatridge Renewable Energy Facility East* (June 2024). The final Habitat Mitigation Plan shall be based on the final facility design and shall be approved by the department in consultation with ODFW. The Council retains the authority to approve, reject or modify the final HMP. a. The final Habitat Mitigation Plan and the department's approval must be received prior to beginning construction. The department shall consult with ODFW on the final plan. The certificate holder shall implement the requirements of the approved plan during all phases of construction and operation of the facility. b. The certificate holder shall calculate the size of the habitat mitigation area according to the final design configuration of the facility and the estimated areas of habitat affected in each habitat category, in consultation with the department, as per the pre-construction survey results and impact assessment calculations called for in Condition PRE-FW-01. c. The certificate holder shall acquire the legal right to create, enhance, maintain, and protect the habitat mitigation area, as long as the site certificate is in effect, by means of an outright purchase, conservation easement or similar conveyance and shall provide a copy of the documentation to the department prior to the start of construction. Within the habitat mitigation area, the certificate holder shall improve the habitat quality as described in the final HMP. d. The certificate holder shall provide a habitat assessment of the habitat mitigation area, based on a protocol approved by the Department in consultation with ODFW, which includes
	methodology, habitat map and available acres by habitat category and subtype in tabular format. e. The final HMP shall include an implementation schedule for all mitigation actions, including securing the conservation easement, conducting the ecological uplift actions at the habitat mitigation area, revegetation and restoration of temporarily impacted areas, and monitoring. The mitigation actions shall be implemented according to the following schedule, as included in the HMP: i. Restoration and revegetation of temporary construction-related impact area shall be conducted as soon as possible following construction. ii. The certificate holder shall obtain legal authority to conduct the required mitigation work at the compensatory habitat mitigation site before commencing construction. The habitat enhancement actions at the compensatory habitat mitigation site shall be implemented concurrent with construction. f. The final HMP shall include a monitoring and reporting program for evaluating the effectiveness of all mitigation actions, including restoration of temporarily impacted areas and ecological uplift actions at the habitat mitigation area. g. The final HMP shall include mitigation in compliance with the Council's Fish and Wildlife Habitat standard, including mitigation for temporary impacts to Category 4 habitat (shrub-steppe habitat); and, mitigation for all Category 2 habitat impacts that meet the mitigation goal of no net loss of habitat quality or quantity, plus a net benefit of habitat quality or quantity. h. The final HMP may be amended from time to time by agreement of the certificate holder and the Council. Such amendments may be made without amendment of the site certificate. The Council authorizes the Department to agree to amendments to this plan. The Department shall notify the Council of all amendments, and the Council retains the authority to approve, reject, or modify any amendment of this plan agreed to by the Department. [Final Order on ASC (2017), Fish and Wildlife Habitat Condition 10, AMD1 (2020), AMD1 (2024)]

PRE-FW-05	Before beginning construction of the facility, facility component, or phase, as applicable, the certificate holder shall prepare and receive approval of a final Revegetation Plan, provided as Attachment D of the *Final Order on Amendment 1 of the Site Certificate for Wheatridge Renewable Energy Facility East* (June 2024), from the Department, in consultation with Umatilla and Morrow counties and ODFW. The certificate holder shall implement the requirements of the approved plan during all phases of construction and operation of the facility. [Final Order on ASC (2017), Fish and Wildlife Habitat Condition 11; AMD5 (2020), AMD1 (2024)]
STANDARD: THREATENED AND ENDANGERED SPECIES (TE) [OAR 345-022-0070]	
PRE-TE-01	a. Prior to construction of the facility, facility component or phase, as applicable, the certificate holder shall determine the boundaries of Category 1 Washington ground squirrel habitat. The certificate holder shall hire a qualified professional biologist who has experience in detection of Washington ground squirrel to conduct pre-construction surveys using a survey protocol approved by the department in consultation with ODFW. The biologist shall survey all areas of suitable habitat within 1,000 feet of any ground disturbing activity. Ground disturbing activity refers to any potential impact, whether permanent or temporary. The protocol surveys shall be conducted in the active squirrel season (March 1 to May 31). The protocol survey is valid for three years. b. If construction begins within three years of conducting the protocol survey, the certificate holder shall conduct a pre-construction survey of all suitable Washington ground squirrel habitat within 1,000 feet of previously identified Washington ground squirrel colonies where ground disturbing activity would occur. c. The certificate holder shall provide written reports of the surveys to the department and to ODFW and shall identify the boundaries of Category 1 Washington ground squirrel (WGS) habitat. The certificate holder shall not begin construction within suitable habitat until the
	identified boundaries of Category 1 WGS habitat have been approved by the department, in consultation with ODFW. d. The certificate holder shall avoid any permanent or temporary disturbance in all Category 1 WGS habitat. The certificate holder shall ensure that these sensitive areas are correctly marked with exclusion flagging and avoided during construction as required under Condition PRE-FW-03. [Final Order on ASC (2017), Threatened and Endangered Species Condition 1, AMD1 (2020), AMD1 (2024)]
PRE-TE-02	Prior to beginning operation, in accordance with Condition PRE-FW-02, the certificate holder shall finalize and implement the Wildlife Monitoring and Mitigation Plan (WMMP) provided in Attachment G of the *Final Order on Amendment 1 of the Site Certificate for Wheatridge Renewable Energy Facility East* (June 2024), based on the final facility design, as approved by the department in consultation with ODFW. The final WMMP shall include a program to monitor potential impacts from facility operation on Washington ground squirrel. Monitoring shall be of any known colonies and shall be completed on the same schedule as the raptor nest monitoring for the facility. The monitoring surveys shall include returning to the known colonies to determine occupancy and the extent of the colony as well as a general explanation of the amount of use at the colony. If the colony is not found within the known boundary of the historic location a survey 500 feet out from the known colony will be conducted to determine if the colony has shifted over time. Any new colonies that are located during other monitoring activities, such as raptor nest monitoring surveys, shall be documented and the extent of those colonies should be delineated as well. These newly discovered colonies shall also be included in any future WGS monitoring activities. [Final Order on ASC (2017), Threatened and Endangered Species Condition 2, AMD1 (2024)]

PRE-TE-03	a. Before beginning construction of the facility, facility component, or phase, as applicable, the certificate holder must conduct preconstruction plant surveys for Lawrence's milkvetch in all areas within 100-feet of temporary and permanent disturbance from all facility components, unless extent of survey area within suitable habitat from temporary and permanent disturbance is otherwise agreed upon by the Department on consultation with Oregon Department of Agriculture. b. Except as provided in section e, the certificate holder must install protection flagging at least 100 feet from the outer boundaries of all Lawrence's milkvetch occurrences that fall within the preconstruction survey area established under section a. The certificate holder must avoid any ground disturbance within the flagged zone. c. All plant protection zones shall be included on construction plans showing the final design locations. d. If herbicides are used to control weeds at the site, the certificate holder shall follow the manufacturer's guidelines in establishing a buffer area around confirmed occurrences of Lawrence's milkvetch. Herbicides must not be used within the established buffers. e. The certificate holder may not conduct ground disturbing activities within 100-feet of any Lawrence's milkvetch occurrence until a final Lawrence's milkvetch mitigation plan has been approved in accordance with Condition PRE-TE-04. [Final Order on ASC (2017), Threatened and Endangered Species Condition 3; AMD3 (2018); AMD4 (2019), AMD1 (2024)]
PRE-TE-04	a. Before beginning construction of the facility, facility component, or phase of construction, as applicable, the certificate holder shall submit a final Lawrence's milkvetch mitigation plan to the Department for review and approval. The final plan must: ~~1.~~ Identify the amount of occupied Lawrence's milkvetch habitat that will be impacted by the construction and operation of the facility, based on final facility design and layout, including areas of permanent and temporary disturbance and estimate the total number of individual plants likely to be impacted. The certificate holder will work with the Department as needed for any impact changes during construction. ~~Construction and operation of the facility may not result in the permanent disturbance of more than 5 acres, or temporary disturbance of more than 43 acres, of occupied Lawrence's milkvetch habitat.~~
	2. Identify the mitigation measures that will be taken to address the impacts identified under section a.1. Mitigation measures may include: i. Seed collection from the plants and populations impacted; ii. Seed banking and long-term storage of seeds at a regional conservation seed bank; iii. Research to assess wild-produced seed quality and viability; iv. Plant reestablishment through seed or transplant introductions; v. Research to assess plant reestablishment methods and success rates; and vi. Other measures approved or proposed by the Oregon Department of Agriculture's Native Plant Conservation Program.

	3. Identify the implementation schedule, monitoring activities, and success criteria for the mitigation measures under subsection a.2. b. The Department shall review the final mitigation plan in consultation with the Oregon Department of Agriculture's Native Plant Conservation Program. If the Department determines that the mitigation measures, implementation schedule, monitoring activities, and success criteria identified in the final mitigation plan are consistent with those in the plan included as Attachment G to the *Final Order on Amendment 1 of the Site Certificate for the Wheatridge Renewable Energy Facility East (June 2024)*, the Department may approve the plan. If the Department determines that the mitigation measures, implementation schedule, monitoring activities, and success criteria identified in the final mitigation plan are not consistent with those in the plan included as Attachment G to the *Final Order on Amendment 1 of the Site Certificate for the Wheatridge Renewable Energy Facility East (June 2024)*, the Department shall present the plan to the Council for the Council's review with a recommendation of approval, denial, or modification of the plan. To approve the plan, the Council must find that the plan contains sufficient measures to ensure that the construction and operation of the facility are not likely to cause a significant reduction in the likelihood of survival or recovery of Lawrence's milkvetch populations. c. The certificate holder may propose amendments to the final mitigation plan at any time. The proposed amendments shall be subject to review under section b. of this condition. AMD1 (2024)
STANDARD: HISTORIC, CULTURAL, AND ARCHAEOLOGICAL RESOURCES (HC) [OAR 345-022-0090]	
PRE-HC-01	Before beginning construction within areas that have not been surveyed for historic, cultural, or archaeological resources, the certificate holder shall: a. Submit to the Department and SHPO a research design consistent with SHPO's archeological guidelines, for Department review and approval. b. Complete archeological field investigations in accordance with the approved research design. Any new resources and management recommendations identified must be evaluated under OAR 345-027-0357 to determine whether a site certificate amendment is required. [Final Order on ASC (2017), Historic, Cultural, and Archeological Resources Condition 1, AMD1 (2024)]
PRE-HC-02	Before beginning construction of the facility, facility component, or phase, as applicable, the certificate holder shall flag or otherwise mark 200-foot avoidance buffers for all historic, cultural, or archaeological resource sites identified as eligible to listed on the National Register of Historic Places, or unevaluated for eligibility in RFA1 Exhibit S, Attachment S-1. The avoidance areas must be marked on construction maps and drawings as "no entry" areas. A copy of current maps and drawings must be maintained onsite during construction and made available to the department upon request. [Final Order on ASC (2017), Historic, Cultural, and Archeological Resources Condition 2, AMD1 (2024)]

PRE-HC-03	Before beginning construction, the certificate holder shall ensure that a qualified archeologist, as defined in OAR 736-051-0070, trains construction contractors on how to identify sensitive historic, cultural, and archaeological resources present onsite and on measures to avoid accidental damage to identified resource sites. Records of such training must be maintained onsite during construction, and made available to the department upon request. [Final Order on ASC (2017), Historic, Cultural, and Archeological Resources Condition 4]
PRE-HC-04	Prior to beginning construction of wind facility components within the viewshed of likely NRHP eligible historic properties Vey Ranch, Kenny Ranch, or the Bartholomew-Meyers Farm, the certificate holder must submit to the Department and the State Historic Preservation Office a complete Section 106 Documentation Form.
STANDARD: PUBLIC SERVICES (PS) [OAR 345-022-0110]	
PRE-PS-01	a. Prior to construction of the facility, facility component, or phase, as applicable, the certificate holder shall prepare a Traffic Management Plan that includes procedures and policies for: 1. Providing advance notice to all affected local jurisdictions essential and emergency service providers, and adjacent landowners of construction deliveries, road closures, and oversize load movements, and the potential for heavy traffic on local roads; 2. Notifying and consulting with adjacent landowners and essential service providers prior to the start of construction to minimize disruptions to public services and agricultural operations. 3. Using signage and traffic control measures to ensure safety and to minimize localized traffic congestion at locations where trucks enter or exit highways frequently. 4. Including traffic control procedures in contract specifications for construction of the facility; 5. Maintaining at least one open travel lane during road closures to the extent reasonably possible so that roads will not be closed to traffic because of construction vehicles, and maintaining emergency vehicle access at all times; 6. Ensuring that no equipment or machinery is parked or stored on any county road whether inside or outside the site boundary. The certificate holder may temporarily park equipment off the road but within county rights-of-way with the approval of the Morrow County and Umatilla County Public Works Departments; 7. Encouraging and promoting carpooling for the construction workforce; and 8. Keeping state highways and county roads free of gravel that may be tracked out on intersecting roads at facility access points. b. The plan shall be submitted to the Department for review and approval in consultation with Morrow County and Umatilla County. The certificate holder may not begin construction until the plan has been approved in writing. c. The approved plan shall be implemented throughout construction of the facility, facility component, or phase. [Final Order on ASC (2017), Public Services Condition 6, AMD1 (2024)]
PRE-PS-02	a. Before beginning construction of the facility, facility component, or phase of construction, as applicable, the certificate holder must enter into Road Use Agreements with the Morrow County and Umatilla County Public Works Departments. The Agreements must include, at a minimum, a pre-construction assessment of road surfaces under Morrow County and Umatilla County jurisdiction, construction monitoring, and post-construction inspection and repair. b. A copy of the Road Use Agreements with Morrow County and Umatilla County must be submitted to the department before beginning construction. If required by Morrow County or Umatilla County, the certificate holder shall post bonds to ensure funds are available to repair and maintain roads affected by the facility. [Final Order on ASC (2017), Public Services Condition 7, AMD1 (2024)]

PRE-PS-03	The certificate holder shall design and construct new access roads and private road improvements to standards approved by Umatilla County or Morrow County. Where modifications of county roads are necessary, the certificate holder shall construct the modifications entirely within the county road rights-of-way and in conformance with county road design standards subject to the approval of the Umatilla County and Morrow County Public Works Departments. [Final Order on ASC (2017), Public Services Condition 8]
PRE-PS-04	Before beginning construction of the facility, facility component or phase, as applicable, the certificate holder shall submit to the Federal Aviation Administration (FAA) and the Oregon Department of Aviation an FAA Form 7460-1 Notice of Proposed Construction or Alteration for each turbine. Before beginning construction, the certificate holder shall submit to the department the results of the Oregon Department of Aviation aeronautical study and determination. If the department, in consultation with the Oregon Department of Aviation, determines that any turbine would adversely impact an airport's ability to provide service by obstructing the airport's primary or horizontal surface, the department, in consultation with the Oregon Department of Aviation and the certificate holder, shall determine appropriate mitigation, if any, prior to construction. [Final Order on ASC (2017), Public Services Condition 9, AMD1 (2020)]
PRE-PS-05	a. Prior to construction of the facility, facility component, or phase, as applicable, the certificate holder shall submit an Emergency Management Plan based on consultation with local rural fire protection districts, and county emergency management agencies providing fire protection services for the area. The draft final plan shall be submitted to the Department for review and approval, including evidence of consultation with local rural fire protection districts and county emergency management agencies and shall include at a minimum: 1. Current contact information of at least two facility personnel available to respond on a 24-hour basis in case of an emergency on the facility site. The contact information must include name, telephone number(s), physical location, and email address for the listed contact(s). An updated list must be provided to the fire protection agencies immediately upon any change of contact information. A copy of the contact list, and any updates as they occur, must also be provided to the Department, along with a list of the agencies that received the contact information. 2. Identification of all Rural Fire Protection Districts, emergency service providers, and other agencies that will provide fire protection or respond to emergencies at the site; 3. Identification of any agencies or entities that would assist in fire protection or emergency response activities at the site through mutual aid agreements; 4. Identification of facility personnel or a contracted entity that will provide high-angle rescue and confined space rescue at the site; 5. Contact information for each agency listed above; 6. Communication protocols for both routine and emergency events and the incident command system to be used in the event a fire response by multiple agencies is needed at the facility; 7. Access and fire response at the facility site during construction and operations. Fire response plans during construction should address regular and frequent communication amongst the agencies regarding the number and location of construction sites within the site boundary, access roads that are completed and those still under construction, and a temporary signage system until permanent addresses and signs are in place; 8. Protocols for wildfire suppression or response activities such as establishing fire breaks and containing fires, including protocols for protecting sensitive resources, including but not limited to, residences and infrastructure, agricultural operations, fish and wildlife habitat and special status species, and cultural resources during wildfire suppression or response activities.

	9. The designated meeting location in case of evacuation; 10. Staff training requirements; and 11. Copies of mutual aid, fire protection association, or other agreements entered into concerning fire protection at the facility site. b. During construction and operation, the plan, as approved in sub(a) of this condition shall be adhered to and maintained onsite. The plan shall be updated if determined necessary by the certificate holder, certificate holder's contractor(s) or the Department to address hazards to public health and safety. Any Department required revisions shall be implemented within 14 days, unless otherwise agreed to by the Department based on a good faith effort to address the hazard. Any updates to the plan shall be provided to the Department within 30 days. c. During construction and operation, all onsite workers shall be trained on the fire prevention and safety procedures contained in the plan prior to working on the facility as required by Condition GEN-PS-03. [Final Order on ASC (2017), Public Services Condition 13; AMD1 (2020), AMD1 (2024)]
PRE-PS-06	a. Before beginning construction, the certificate holder shall develop and implement, or require its contractors to develop and implement, a site health and safety plan that informs workers and others onsite about first aid techniques and what to do in case of an emergency. The health and safety plan shall, at a minimum: 1. Include preventative measures, important telephone numbers, the locations of onsite fire extinguishers, first aid kits, and automated external defibrillators; and the names, locations and contact information of nearby hospitals. 2. Designate the workers that will be certified in first aid, cardiopulmonary resuscitation (CPR), and the use of automated external defibrillators, in sufficient numbers to ensure that emergency care can be provided in a timely fashion. The certificate holder must retain records of the certifications and provide them to the Department upon request. 3. Establish adequate training in safety and emergency response for all workers. b. The site health and safety plan must be updated on an annual basis, maintained throughout the construction and operations and maintenance phases of the facility, and available upon request by the department. [Final Order on ASC (2017), Public Services Condition 20, AMD1 (2024)]
PRE-PS-07	Deleted. [Final Order on ASC (2017), Public Services Condition 21, AMD1 (2024)]
STANDARD: Wildfire Prevention and Risk Mitigation (WP) [OAR 345-022-0115]	
PRE-WP-01	Prior to construction of the facility, facility component, or phase, the certificate holder shall finalize the draft Wildfire Mitigation Plan as provided in Final Order on Amendment 1 Attachment I, based on current available information, as applicable, and consultation with local rural fire protection districts, and county emergency management agencies providing fire protection services for the area. The final plan shall be submitted to the Department for review and approval, including evidence of consultation with local rural fire protection districts and county emergency management agencies.
STANDARD: WASTE MINIMIZATION (WM) [OAR 345-022-0120]	
PRE-WM-01	Prior to construction, the certificate holder shall develop a construction waste management plan, which includes at a minimum: a. Specification of the number and types of waste containers to be maintained at construction sites and construction yards. b. A description of methods for segregating and recycling steel and metal scrap, wood waste, and packaging waste such as paper and cardboard.

	c. Names and locations of appropriate recycling and waste disposal facilities, and waste haulers, as well as the collection requirements, and hauling requirements to be used during construction. d. Methods for segregating all hazardous and universal wastes such as used oil, oily rags and oil-absorbent materials, mercury-containing lights and lead-acid and nickel-cadmium batteries for disposal by a licensed firm specializing in the proper recycling or disposal of hazardous and universal wastes. [Final Order on ASC (2017), Waste Minimization Condition 2, AMD1 (2024)]
PRE-WM-02	Deleted. [Final Order on ASC (2017), Waste Minimization Condition 3, AMD1 (2024)]
STANDARD: SITING STANDARDS FOR TRANSMISSION LINES (TL) [OAR 345-024-0090]	
PRE-TL-01	Prior to construction, the certificate holder shall schedule a time to brief the OPUC Safety, Reliability, and Security Division (Safety) Staff as to how it will comply with OAR Chapter 860, Division 024 during design, construction, operations, and maintenance of the facilities. [Final Order on ASC (2017), Siting Standard Condition 2]
STANDARD: NOISE CONTROL REGULATION (NC) [OAR 345-035-0035]	
PRE-NC-01	Prior to construction, the certificate holder shall provide to the department: a. Information that identifies the final design locations of all facility components to be built at the facility; b. The maximum sound power level for the facility components and the maximum sound power level and octave band data for the turbine type(s), transformers (substation), invertors, AC- and DC-coupled battery storage cooling system selected for the facility based on manufacturers' warranties or confirmed by other means acceptable to the department; c. The results of the noise analysis of the final facility design performed in a manner consistent with the requirements of OAR 340-035-0035(1)(b)(B) (iii)(IV) and (VI). The analysis must demonstrate to the satisfaction of the department that the total noise generated by the facility (including turbines, transformers, invertors, AC- and DC-coupled battery storage cooling systems) would meet the ambient noise degradation test and maximum allowable test at the appropriate measurement point for all potentially-affected noise sensitive properties, or that the certificate holder has obtained the legally effective easement or real covenant for expected exceedances of the ambient noise degradation test described (d) below. If applicable, the analysis must also identify the noise mitigation that will be used during facility operation and include a figure that depicts the turbines and other equipment, that will implement noise mitigation and the associated dBA reduction level; if required to meet the maximum allowable decibel threshold of 50 dBA; and, d. For each noise-sensitive property where the certificate holder relies on a noise waiver to demonstrate compliance in accordance with OAR 340-035-0035(1)(b)(B)(iii)(III), a copy of the legally effective easement or real covenant pursuant to which the owner of the property authorizes the certificate holder's operation of the facility to increase ambient statistical noise levels L_{10} and L_{50} by more than 10 dBA at the appropriate measurement point. The legally effective easement or real covenant must: include a legal description of the burdened property (the noise sensitive property); be recorded in the real property records of the county; expressly benefit the property on which the wind energy facility is located; expressly run with the land and bind all future owners, lessees or holders of any interest in the burdened property; and not be subject to revocation without the certificate holder's written approval. [Final Order on ASC (2017), Noise Control Condition 2; AMD3 (2018); AMD1 (2020), AMD1 (2024)]

PRE-WR-01	Prior to construction of the facility, facility component or phase, as applicable, the certificate holder shall: a. Identify all water-related needs and estimate daily and annual water demand for each construction phase, as applicable. b. Provide excerpts of agreements or other similar conveyance from the water providing entity to the Department demonstrating that construction activities will be adequately and legally served by service providers or third-party permits. [Water Rights Condition 1]

4.4 Construction (CON) Conditions

Condition Number	Construction (CON) Conditions
STANDARD: SOIL PROTECTION (SP) [OAR 345-022-0022]	
CON-SP-01	During construction, the certificate holder shall conduct all work in compliance with an Erosion and Sediment Control Plan (ESCP), and revised ESCPs, as applicable. The ESCP shall be revised if determined necessary by the certificate holder, certificate holder's contractor(s) or the Department. Any Department-required ESCP-revisions shall be implemented within 14-days, unless otherwise agreed to by the Department based on a good faith effort to address erosion issues. [Final Order on ASC (2017), Soil Protection Condition 1, AMD1 (2024)]
CON-SP-02	Deleted. [Final Order on ASC (2017), Soil Protection Condition 2, AMD1 (2024)]
STANDARD: LAND USE (LU) [OAR 345-022-0030]	
CON-LU-01	During construction, the certificate holder shall comply with the following requirements: a. Construction vehicles shall use previously disturbed areas including existing roadways and tracks. b. New, permanent roadways will be the minimum width allowed while still being consistent with safe use and satisfying county road and safety standards. [Final Order on ASC (2017), Land Use Condition 8, AMD1 (2024)]
CON-LU-02	During construction, the certificate holder shall install smooth turbine tower structures and turbine nacelles that lack perching or nesting opportunities for birds. [Final Order on ASC (2017), Land Use Condition 17]
CON-LU-03	During construction, the certificate holder shall install the electrical cable collector system underground, where practicable. In agricultural areas, the collector system lines must be installed at a depth of 3 feet or deeper as necessary to prevent adverse impacts on agriculture operations. In all other areas, the collector system lines must be installed a minimum of 3 feet where practicable. [Final Order on ASC (2017), Land Use Condition 19]
STANDARD: FISH AND WILDLIFE HABITAT (FW) [OAR 345-022-0060]	
CON-FW-01	No construction shall occur in mule deer winter range during winter, defined as December 1 to March 31. Mule deer winter range is based on data to be provided by ODFW at the time of construction. Upon request by the certificate holder, the Department may provide exceptions to this restriction. The certificate holder's request must include a justification for the request including any actions the certificate holder will take to avoid, minimize or mitigate impacts to mule deer winter range during winter in the relevant area. The Department will consult with ODFW on any request made under this condition. [Final Order on ASC (2017), Fish and Wildlife Habitat Condition 3; AMD4]
CON-FW-02	a. Prior to construction, the certificate holder shall develop a construction plan that demonstrates construction activities will not occur within the buffer zones established in section b for previously identified active nest sites during the sensitive nesting and breeding season. b. During construction within the time periods listed below, the certificate holder shall implement buffer zones around active nest sites of the species listed below. Active nest sites shall be identified based on the pre-construction raptor nest survey required under

Condition PRE-FW-01 and previous surveys and be monitored during construction by a biological monitor, both of which shall be based on a protocol approved by the Department in consultation with ODFW- specifying methodology and frequency of monitoring. No ground-disturbing activities within the buffer zone shall occur during the seasonal restrictions unless a qualified biologist determines the active nest site is unoccupied for the season on or after May 31. The construction workforce and facility employees must be provided maps with the locations of the buffer zones and be instructed to avoid ground-disturbing activity within the buffer zone during construction activities.

Sensitive Status Species	Buffer Size (Radius Around Nest Site):	Sensitive Nesting and Breeding Season:
Western burrowing owl	0.25 mile	April 1 to August 15
Ferruginous hawk	0.5 mile	March 5 to August 15
Swainson's hawk	0.25 mile	April 1 to August 15

c. If avoidance within the buffer restrictions cannot be maintained, the certificate holder may request approval from the Department in consultation with ODFW on a mitigation and conservation strategy for condition compliance.

[Final Order on ASC (2017), Fish and Wildlife Habitat Condition 5; AMD3 (2018); AMD4 (2019), AMD1 (2024)]

CON-FW-03	During construction, the certificate holder shall employ a qualified environmental professional to provide environmental training to all personnel prior to working onsite, related to sensitive species present onsite, precautions to avoid injuring or destroying wildlife or sensitive wildlife habitat, exclusion areas, permit requirements and other environmental issues. All personnel shall be given clear maps showing areas that are off-limits for construction, and shall be prohibited from working outside of the areas in the site boundary that have been surveyed and approved for construction. The certificate holder shall instruct construction personnel to report any injured or dead wildlife detected while on the site to the appropriate onsite environmental manager. Records of completed training shall be maintained onsite and made available to the department upon request. [Final Order on ASC (2017), Fish and Wildlife Habitat Condition 7]
CON-FW-04	During construction, the certificate holder shall employ at a minimum one environmental inspector to be onsite daily while ground-disturbing activities are ongoing. The environmental inspector shall oversee permit compliance and construction, and ensure that known sensitive environmental resources are protected. The environmental inspector shall prepare a weekly report during construction, documenting permit compliance and documenting any corrective actions taken. Reports shall be kept on file and available for inspection by the department upon request. [Final Order on ASC (2017), Fish and Wildlife Habitat Condition 9]

STANDARD: HISTORIC, CULTURAL, AND ARCHAEOLOGICAL RESOURCES (HC) [OAR 345-022-0090]	
CON-HC-01	a. During construction of the facility, facility component, or phase, as applicable, the certificate holder shall prohibit disturbance within the 200-foot buffer zones for all likely eligible and unevaluated historic, cultural, or archaeological resource sites as identified in RFA1 Exhibit S Attachment S-1 unless: 1. The resources are determined by a qualified archaeologist not eligible for NRHP listing and concurred by the State Historic Preservation Office (SHPO) review; or, 2. A Historic, Cultural, and Archaeological Resources Monitoring and Mitigation plan has been submitted to and accepted by the Department in consultation with CTUIR and SHPO. The plan must include for a Tribal Monitor or Qualified Archaeologist to be present during any construction activities within the buffer, and for appropriate mitigation of any impacts to resources, such as: additional archival and literature review; video media publications; public interpretation funding; or other form of compensatory mitigation deemed appropriate by the Department, in consultation with CTUIR and SHPO. b. The no-entry restriction does not apply to public road rights-of-way within buffer areas. c. Flagging or marking must be removed immediately upon cessation of activities in the area that pose a threat of disturbance to the site being protected. [Final Order on ASC (2017), Historic, Cultural, and Archeological Resources Condition 3; AMD4 (2019), AMD1 (2024)]
CON-HC-02	a. During construction, the certificate holder shall implement an Inadvertent Discovery Plan approved by the Department in consultation with the Confederated Tribes of the Umatilla Indian Reservation (CTUIR) and the Oregon State Historic Preservation Office (SHPO). The plan shall ensure that: 1. Construction personnel cease all ground-disturbing activities in the immediate area if any archeological or cultural remains are found during construction of the facility until a qualified archeologist can evaluate the significance of the find. 2. The certificate holder notifies the Department, the CTUIR, and the Oregon State Historic Preservation Office (SHPO) of the find. 3. If the Department, in consultation with the CTUIR and SHPO, determines that the resource meets the definition of a cultural or archaeological site or objectthat is eligible or likely to be eligible for listing on the National Register of Historic Places), the certificate holder shall implement 200-ft avoidance buffers as provided in Condition CON-HC-01. [Final Order on ASC (2017), Historic, Cultural, and Archeological Resources Condition 5, AMD1 (2024)]
STANDARD: PUBLIC SERVICES (PS) [OAR 345-022-0110]	
CON-PS-01	a. During construction, the certificate holder shall implement the construction waste management plan required by Condition PRE-WM-01: b. Waste hauling by facility personnel within Morrow County shall be performed in compliance with the Morrow County Solid Waste Management Ordinance, which requires that all loads be covered and secured. c. The certificate holder shall maintain a copy of the construction waste management plan onsite and shall provide to the department a report on plan implementation in the 6-month construction report required pursuant to OAR 345-026-0080(1)(a). [Final Order on ASC (2017), Public Services Condition 3, AMD1 (2024)]

CON-PS-02	During construction of the facility, the certificate holder shall provide for 24-hour on-site security, and shall establish effective communications between on-site security personnel and the Morrow County Sheriff's Office and Umatilla County Sheriff's Office. [Final Order on ASC (2017), Public Services Condition 10]
CON-PS-03	During construction of the facility, the certificate holder shall ensure that turbine construction personnel are trained and equipped for fall protection, high angle, and confined space rescue. The certificate holder must retain records of the training and provide them to the department upon request. [Final Order on ASC (2017), Public Services Condition 14]
CON-PS-04	All wind turbines shall be constructed with a minimum of 10 feet of nonflammable and non-erosive ground cover on all sides. The certificate holder shall cover turbine pad areas with nonflammable, non-erosive material immediately following exposure during construction and shall maintain the pad area covering during facility operation. [Final Order on ASC (2017), Public Services Condition 16, AMD1 (2024)]
CON-PS-05	Deleted. [Final Order on ASC (2017), Public Services Condition 17, AMD1 (2024)]
STANDARD: WILDFIRE PREVENTION AND RISK MITIGATION (WP) [OAR 345-022-0115]	
CON-WP-01	During construction of the facility, the certificate holder shall implement and require all onsite contractors and employees to adhere to the Wildfire Mitigation Plan required under Condition PRE-WP-01. Updates to the Wildfire Mitigation Plan may be required if determined necessary by the certificate holder, certificate holder's contractor(s) or the Department to address wildfire hazard to public health and safety. Any Department required updates shall be implemented within 14 days, unless otherwise agreed to by the Department based on a good faith effort to address wildfire hazard.
STANDARD: WASTE MINIMIZATION (WM) [OAR 345-022-0120]	
CON-WM-01	a. During construction, the certificate holder shall require construction contractors to complete the following for any disposal of excess soil outside of construction disturbance areas: 1. Obtain and provide the certificate holder with a signed consent agreement between contractor and the party receiving the earth materials authorizing the acceptance and disposal of the excess soil; and, 2. Confirm that all disposal sites have been inspected and approved by the certificate holder's environmental personnel to ensure that sensitive environmental resources, such as wetlands or high quality habitats, would not be impacted. b. The certificate holder shall maintain copies of all signed consent agreements and disposal site inspection and approvals onsite and shall provide to the department in the 6-month construction report required pursuant to OAR 345-026-0080(1)(a). [Final Order on ASC (2017), Waste Minimization Condition 1, AMD1 (2024)]
STANDARD: PUBLIC HEALTH AND SAFETY FOR WIND FACILITIES (WF) [OAR 345-024-0010]	
CON-WF-01	During construction, the certificate holder shall install pad-mounted step-up transformers at the base of each tower in steel boxes designed to protect the public from electrical hazards. [Final Order on ASC (2017), Public Health and Safety Standards for Wind Facilities Condition 1]
CON-WF-02	Prior to and during operations the certificate holder shall: a. Install and maintain self-monitoring devices on each turbine, linked to sensors at the operations and maintenance building, connected to a fault annunciation panel or supervisory control and data acquisition (SCADA) system to alert operators to potentially dangerous conditions.

	b. The certificate holder shall maintain automatic equipment protection features in each turbine that would shut down the turbine and reduce the chance of a mechanical problem causing a fire. The certificate holder shall immediately remedy any dangerous conditions. c. Submit to the Department materials or other documentation demonstrating the facility's operational safety-monitoring program and cause analysis program, for review and approval. The program shall, at a minimum, include requirements for regular turbine blade and turbine tower component inspections and maintenance, based on wind turbine manufacturer recommended frequency. d. The certificate holder shall document inspection and maintenance activities including but not limited to date, turbine number, inspection type (regular or other), turbine tower and blade condition, maintenance requirements (i.e. equipment used, component repair or replacement description, impacted area location and size), and wind turbine operating status. This information shall be submitted to the Department pursuant to OAR 345-026-0080 in the facility's annual compliance report. e. In the event of blade or tower failure, the certificate holder shall report the incident to the Department within 72 hours, in accordance with OAR 345-026-0170(1), and shall, within 90-days of blade or tower failure event, submit a cause analysis to the Department for its compliance evaluation. [Final Order on ASC (2017), Public Health and Safety Standards for Wind Facilities Condition 4; AMD3 (2018)]
STANDARD: SITING STANDARDS FOR TRANSMISSION LINES (TL) [OAR 345-024-0090]	
CON-TL-01	During construction, the certificate holder shall take reasonable steps to reduce or manage human exposure to electromagnetic fields and submit verification to the Department, including: a. Constructing all aboveground collector and transmission lines at least 200 feet from any residence or other occupied structure, measured from the centerline of the transmission line. b. Constructing all aboveground 34.5-kV transmission lines with a minimum clearance of 25 feet from the ground. c. Constructing all aboveground 230-kV transmission lines with a minimum clearance of 30 feet from the ground. d. Developing and implementing a program that provides reasonable assurance that all fences, gates, cattle guards, trailers, irrigation systems, or other objects or structures of a permanent nature that could become inadvertently charged with electricity are grounded or bonded throughout the life of the line (OAR 345-025-0010(4)). e. Providing to landowners a map of underground, with any applicable NESC demarking for underground facilities, and overhead transmission lines on their property and advising landowners of possible health and safety risks from induced currents caused by electric and magnetic fields. f. Designing and maintaining all transmission lines so that alternating current electric fields do not exceed 9 kV per meter at one meter above the ground surface in areas accessible to the public. g. Increasing the intraconnection transmission line height, shielding the electric field, or installing access barriers, if needed, to prevent induced current and nuisance shock of mobile vehicles. h. Designing and maintaining all transmission lines so that induced voltages during operation are as low as reasonably achievable.

	i. Designing, constructing and operating the transmission line in accordance with the requirements of the version of the National Electrical Safety Code that is most current at the time that final engineering of each of these components is completed (OAR 345-025-0010(4)). j. Implement a safety protocol to ensure adherence to NESC grounding requirements. [Final Order on ASC (2017), Siting Standard Condition 1; AMD4 (2019)]
STANDARD: NOISE CONTROL REGULATION (NC) [OAR 345-035-0035]	
CON-NC-01	During construction, to reduce construction noise impacts at nearby residences, the certificate holder shall: a. Establish and enforce construction site and access road speed limits; b. Utilize electrically-powered equipment instead of pneumatic or internal combustion powered equipment, where feasible; c. Locate material stockpiles and mobile equipment staging, parking, and maintenance areas as far as practicable away from noise sensitive properties; d. Utilize noise-producing signals, including horns, whistles, alarms, and bells for safety warning purposes only; e. Equip all noise-producing construction equipment and vehicles using internal combustion engines with mufflers, air-inlet silencers where appropriate, and any other shrouds, shields, or other noise-reducing features in good operating condition that meet or exceed original factory specification. Mobile or fixed "package" equipment (e.g., arc-welders, air compressors) shall be equipped with shrouds and noise control features that are readily available for that type of equipment; and, f. Establish a noise complaint response system. All construction noise complaints will be logged within 48 hours of issuance. The construction supervisor shall have the responsibility and authority to receive and resolve noise complaints. A clear appeal process to the owner shall be established prior to the start of construction that will allow for resolution of noise problems that cannot be resolved by the site supervisor in a reasonable period of time. Records of noise complaints during construction must be made available to authorized representatives of the department upon request. [Final Order on ASC (2017), Noise Control Condition 1]

CON-WR-01	During construction of the facility, facility component or phase, as applicable, if a water right, limited water use license or water rights transfer is needed and would not be obtained by a third-party, submit and obtain approval of the applicable water permit through the site certificate amendment process. [Water Rights Condition 2]

4.5 Pre-Operational (PRO) Conditions

Condition Number	Pre-Operational (PRO) Conditions
STANDARD: SOIL PROTECTION (SP) [OAR 345-022-0022]	
PRO-SP-01	Prior to beginning facility operation, the certificate holder shall provide the Department a copy of an operational SPCC plan that meets the requirements of 40 CFR part 112, if required. If an SPCC plan is not required, the certificate holder shall prepare and submit to the Department for review and approval an operational Spill Prevention and Management plan. The Spill Prevention and Management Plan shall include at a minimum the following procedures and BMPs: a. Procedures for oil and hazardous material emergency response consistent with OAR 340, Division 100-122 and 142 b. Procedures demonstrating compliance with all applicable local, state, and federal environmental laws and regulations for handling hazardous materials used onsite in a manner that protects public health, safety, and the environment c. Current inventory (type and quantity) of all hazardous materials stored onsite, specifying the amounts at the~~each~~ substation and battery storage system location d. Restriction limiting onsite storage of diesel fuel or gasoline e. Requirement to store lubricating and dielectric oils in quantities equal to or greater than 55-gallons in qualified oil-filled equipment f. Preventative measures and procedures to avoid spills 1. Procedures for chemical storage 2. Procedures for chemical transfer 3. Procedures for chemical transportation 4. Procedures for fueling and maintenance of equipment and vehicles 5. Employee training and education g. Clean-up and response procedures, in case of an accidental spill or release h. Proper storage procedures i. Reporting procedures in case of an accidental spill or release [Final Order on ASC (2017), Soil Protection Condition 5; AMD2 (2017), AMD1 (2024)]
STANDARD: PUBLIC SERVICES (PS) [OAR 345-022-0110]	
PRO-PS-01	Prior to operation of the facility, the certificate holder shall ensure that operations personnel are trained and equipped for fall protection and tower rescue, including high angle and confined space rescue. Refresher training in high angle and confined space rescue must be provided to operations personnel on an annual basis throughout the operational life of the facility. The certificate holder must retain records of the training and provide them to the department upon request. [Final Order on ASC (2017), Public Services Condition 15]
PRO-PS-02	Before beginning operation of the facility, the certificate holder must provide a final site plan to the identified fire protection districts and first-responders included in the Emergency Management Plan required under Condition PRE-PS-05. The certificate holder must indicate on the site plan the identification number assigned to each turbine and the actual location of all facility structures. The certificate holder shall provide an updated site plan if additional turbines or other structures are later added to the facility. [Final Order on ASC (2017), Public Services Condition 19, AMD1 (2024)]
PRO-PS-03	Prior to operation, the certificate holder must ensure that operations personnel remain current in their first aid/CPR/AED certifications throughout the operational life of the facility. The

	certificate holder must retain records of the certifications and provide them to the department upon request. The certificate holder shall also ensure that an AED is available onsite at all times that operations and maintenance personnel are at the facility. [Final Order on ASC (2017), Public Services Condition 22]
STANDARD: WILDFIRE PREVENTION AND RISK MITIGATION (WP) [OAR 345-022-0115]	
PRO-WP-01	Prior to beginning operation, the certificate holder shall update and submit to the Department the Wildfire Mitigation Plan (WMP) required under Condition PRE-WP-01 to address wildfire risk at the site based on final facility design and layout. The updated Wildfire Mitigation Plan is subject to Department review and approval. [AMD1 (2024)]

4.6 Operational (OPR) Conditions

Condition Number	Operational (OPR) Conditions
STANDARD: GENERAL STANDARD OF REVIEW (GS) [OAR 345-022-0000]	
OPR-GS-01	The certificate holder shall submit a legal description of the site to the Oregon Department of Energy within 90 days after beginning operation of the facility. The legal description required by this rule means a description of metes and bounds or a description of the site by reference to a map and geographic data that clearly and specifically identify the outer boundaries that contain all parts of the facility. [Final Order on ASC (2017), Mandatory Condition 1] [OAR 345-025-0006(2)]]
STANDARD: SOIL PROTECTION (SP) [OAR 345-022-0022]	
OPR-SP-01	During facility operation, the certificate holder shall: a. Inspect and maintain all facility components including roads, pads, and other facility components at least once every calendar quarter and, as necessary, maintain or repair erosion and sediment control measures and reduce potential facility contribution to erosion. The certificate holder must maintain records of inspections and repairs and make the records available to the Department for inspection upon request. b. Restrict vehicles to constructed access roads and ensure material laydown or other maintenance activities occur within graveled areas to avoid unnecessary compaction, erosion, or spill risk to the area surrounding the facility. c. If in order to serve the operational needs of the energy facility, or related or supporting facilities, the certificate holder intends to substantially modify an existing road or construct a new road, the certificate holder must submit and receive Council approval of an amendment to the site certificate prior to the modification or construction. [Final Order on ASC (2017), Soil Protection Condition 6, AMD1 (2024)]
STANDARD: LAND USE (LU) [OAR 345-022-0030]	
OPR-LU-01	Within one month of commencement of commercial operation, the certificate holder shall submit an as-built survey for each construction phase that demonstrates compliance with the setback requirements in Land Use Condition 1 to the department and Morrow County. [Final Order on ASC (2017), Land Use Condition 2]
OPR-LU-02	During operation of the facility, the certificate holder shall restore areas that are temporarily disturbed during facility maintenance or repair activities using the same methods and monitoring procedures described in the final Revegetation Plan referenced in Condition PRE-FW-05. [Final Order on ASC (2017), Land Use Condition 10]
OPR-LU-03	Before beginning decommissioning activities, the certificate holder must provide a copy of the final retirement plan to Morrow County and Umatilla County. [Final Order on ASC (2017), Land Use Condition 23]
OPR-LU-04	Before beginning electrical production, the certificate holder shall prepare an Operating and Facility Maintenance Plan (Plan) and submit the Plan to the department for approval in consultation with Umatilla and Morrow Counties. [Final Order on ASC (2017), Land Use Condition 25]

OPR-LU-05	Within 90 days of the commencement of electrical service from Wheatridge East, the certificate holder shall provide a summary of as-built changes to the department and Umatilla County. [Final Order on ASC (2017), Land Use Condition 26]
OPR-LU-06	Prior to facility retirement, the certificate holder must submit a proposed final retirement plan to the Council as required by OAR 345-027-0110(4). a. The proposed final retirement plan must provide for the following restoration activities: 1. Dismantle turbines, towers, pad mounted transformers, meteorological towers and related aboveground equipment, and remove concrete pads to a depth of at least three feet below the surface grade. 2. Remove underground collection and communication cables that are buried less than three feet in depth and are deemed by Council to be a hazard or a source of interference with surface resource uses. 3. Remove gravel from areas surrounding turbine pads. 4. Remove and restore private access roads unless the landowners direct otherwise. 5. Following removal of facility components, grade disturbed areas as close as reasonably possible to the original contours and restore soils to a condition compatible with farm uses or other resources uses. 6. Revegetate disturbed areas in consultation with the landowner and in a manner consistent with the final Revegetation Plan required under Condition PRE-FW-05. 7. If the landowner wishes to retain certain facilities, provide a letter from the landowner that identifies the roads, cleared pads, fences, gates and other improvements to be retained and a commitment from the landowner to maintain the identified facilities for farm or other purposes permitted under the applicable zone. b. Following review and approval of the final retirement plan, the certificate holder must conduct all work associated with restoration activities in compliance with a final Erosion and Sediment Control Plan (ESCP) that is satisfactory to the Oregon Department of Environmental Quality as required under the National Pollutant Discharge Elimination System Construction Stormwater Discharge General Permit 1200-C. [Final Order on ASC (2017), Land Use Condition 27, AMD1 (2024)]
STANDARD: RETIREMENT AND FINANCIAL ASSURANCE (RT) [OAR 345-022-0050]	
OPR-RF-01	During facility operation, the certificate holder shall: a. Conduct monthly inspections of the battery storage systems, in accordance with manufacturer specifications. The certificate holder shall maintain documentation of inspections, including any corrective actions, and shall submit copies of inspection documentation in its annual report to the Department. b. Provide evidence in its annual report to the Department of active property coverage under its commercial business insurance from high loss-catastrophic events, including but not limited to onsite fire or explosion. [Final Order on AMD2 (2018), Retirement and Financial Assurance Condition 6]
STANDARD: PUBLIC SERVICES (PS) [OAR 345-022-0110]	
OPR-PS-01	Deleted. [Final Order on ASC (2017), Public Services Condition 1; AMD1(2024)]
OPR-PS-02	Deleted. [Final Order on ASC (2017), Public Services Condition 2; AMD1(2024)]

OPR-PS-03	a. Prior to operation, the certificate holder shall submit to the Department for approval an Operational Waste Management Plan that includes at a minimum: 1. Onsite handling procedure for operational replacement of damaged, defective or recalled lithium-ion batteries. The procedure shall identify applicable 49 CFR 173.185 provisions and address, at a minimum, onsite handling, packaging, interim storage, and segregation requirements. 2. Training employees to handle, replace, and store damaged, defective or recalled lithium-ion batteries; minimize and recycle solid waste. 3. A description of the methods for segregating and recycling paper products, metals, glass, and plastics and other recyclable materials. 4. A description of the methods for safely handling, storing and recycling used oil and hydraulic fluid. 5. A description of the methods and vendors for the packaging, transport, and recycling or reuse of wind turbine blades, or an explanation of why no reasonable option for the recycling or reuse of wind turbine blades is available. 6. Procedures for collecting and transporting non-recyclable waste to a local landfill by a licensed waste hauler or by using facility equipment and personnel to haul the waste. Waste hauling by facility personnel within Morrow County shall be performed in compliance with the Morrow County Solid Waste Management Ordinance. 7. Segregating all hazardous and universal, non-recyclable wastes such as used oil, oily rags and oil-absorbent materials, mercury-containing lights, lithium-ion batteries, lead-acid and nickel-cadmium batteries, and replaced, damaged, defective or recalled lithium-ion batteries for disposal by a licensed firm specializing in the proper recycling or disposal of hazardous and universal wastes. b. During operation, the certificate holder shall implement the approved Operational Waste Management Plan. [Final Order on ASC (2017), Public Services Condition 4; AMD2 (2018), AMD1 (2024)]
OPR-PS-04	During operation, the certificate holder shall ensure that appropriate law enforcement agency personnel have an up-to-date list of the names and telephone numbers of facility personnel available to respond on a 24-hour basis in case of an emergency at the facility site. [Final Order on ASC (2017), Public Services Condition 12]
STANDARD: WILDFIRE PREVENTION AND RISK MITIGATION (WP) [OAR 345-022-0115]	
OPR-WP-01	During operation of the facility, the certificate holder shall implement the Operational Wildfire Mitigation Plan, as finalized in Condition PRO-WP-01. During every year of operation, the plan shall be updated to account for changes in local fire protection agency personnel or capabilities, wildfire risk at the site, and changes in best practices for minimizing and mitigating fire risk. The updated plan shall be submitted to the Department pursuant to OAR 345-026-0080 in the facility's annual compliance report and is subject to Department review and approval. [AMD1 (2024)]
STANDARD: PUBLIC HEALTH AND SAFETY FOR WIND FACILITIES (WF) [OAR 345-024-0010]	
OPR-WF-01	During operation, the certificate holder shall ensure the~~each~~ facility substation and battery storage systems are enclosed with appropriate fencing and locked gates to protect the public from electrical hazards. [Final Order on ASC (2017), Public Health and Safety Standards for Wind Facilities Condition 2; AMD2 (2018)]
STANDARD: SITING STANDARDS FOR TRANSMISSION LINES (TL) [OAR 345-024-0090]	
OPR-TL-01	During operation, the certificate holder shall:

	a. Update the OPUC Safety Staff as to how the operator will comply with OAR Chapter 860, Division 024 on an ongoing basis considering future operations, maintenance, emergency response, and alterations until facility retirement. b. File the following required information with the Commission: • 758.013 Operator of electric power line to provide Public Utility Commission with safety information; availability of information to public utilities. (1) Each person who is subject to the Public Utility Commission's authority under ORS 757.035 and who engages in the operation of an electric power line as described in ORS 757.035 must provide the commission with the following information before January 2 of each even-numbered year: • The name and contact information of the person that is responsible for the operation and maintenance of the electric power line, and for ensuring that the electric power line is safe, on an ongoing basis; and • The name and contact information of the person who is responsible for responding to conditions that present an imminent threat to the safety of employees, customers and the public. • In the event that the contact information described in subsection (1) of this section changes or that ownership of the electric power line changes, the person who engages in the operation of the electric power line must notify the commission of the change as soon as practicable, but no later than within 90 days. • If the person described in subsection (1) of this section is not the public utility, as defined in ORS 757.005, in whose service territory the electric power line is located, the commission shall make the information provided to the commission under subsection (1) of this section available to the public utility in whose service territory the electric power line is located. [2013 c.235 §3] c. Provide OPUC Safety Staff with: • Maps and Drawings of routes and installation of electrical supply lines showing: • Transmission lines and structures (over 50,000 Volts) • Distribution lines and structures - differentiating underground and overhead lines (over 600 Volts to 50,000 Volts) • Substation~~s~~, roads and highways • Plan and profile drawings of the transmission lines (and name and contact information of responsible professional engineer). [Final Order on ASC (2017), Siting Standard Condition 3]
STANDARD: NOISE CONTROL REGULATION (NC) [OAR 345-035-0035]	
OPR-NC-01	During operation of the facility, if required to meet the maximum allowable decibel threshold of 50 dBA, the certificate holder shall only operate the facility with the noise mitigation that is identified prior to construction pursuant to Condition PRE-NC-01. After beginning operation of the facility, the certificate holder shall include documentation in its annual Compliance Report confirming that the noise mitigation measures implemented at the turbines and other equipment identified in the preconstruction analysis required by Condition PRE-NC-01 are at or below the identified dBA reduction level. [Final Order on ASC (2017), Noise Control Condition 3; AMD1 (2024)]
OPR-NC-02	During operation, the certificate holder shall maintain a complaint response system to address noise complaints. The certificate holder shall notify the department within two working days of receiving a noise complaint related to the facility. The notification should include, but is not limited to, the date the certificate holder received the complaint, the nature of the complaint,

	the complainant's contact information, the location of the affected property, and any actions taken, or planned to be taken, by the certificate holder to address the complaint. [Final Order on ASC (2017), Noise Control Condition 4]
OPR-NC-03	During operation, in response to a complaint from the owner of a noise sensitive property regarding noise levels from the facility, the Council may require the certificate holder to monitor and record the statistical noise levels to verify that the certificate holder is operating in compliance with the noise control regulations. The monitoring plan must be reviewed and approved by the department prior to implementation. The cost of such monitoring, if required, shall be borne by the certificate holder. [Final Order on ASC (2017), Noise Control Condition 5]

4.7 Retirement Conditions (RET)

Condition Number	Retirement (RET) Conditions
STANDARD: RETIREMENT AND FINANCIAL ASSURANCE (RT) [OAR 345-022-0050]	
RET-RF-01	The certificate holder must retire the facility in accordance with a retirement plan approved by the Council if the certificate holder permanently ceases construction or operation of the facility. The retirement plan must describe the activities necessary to restore the site to a useful, nonhazardous condition, as described in OAR 345-025-0006(9). After Council approval of the plan, the certificate holder must obtain the necessary authorization from the appropriate regulatory agencies to proceed with restoration of the site. [Final Order on ASC (2017), Retirement and Financial Assurance Condition 2] [Mandatory Condition OAR 345-025-0006(9)]
RET-RF-02	If the Council finds that the certificate holder has permanently ceased construction or operation of the facility without retiring the facility according to a final retirement plan approved by the Council, as described in OAR 345-025-0006(9), the Council must notify the certificate holder and request that the certificate holder submit a proposed final retirement plan to the department within a reasonable time not to exceed 90 days. If the certificate holder does not submit a proposed final retirement plan by the specified date, the Council may direct the department to prepare a proposed final retirement plan for the Council's approval. Upon the Council's approval of the final retirement plan, the Council may draw on the bond or letter of credit described in section (8) to restore the site to a useful, nonhazardous condition according to the final retirement plan, in addition to any penalties the Council may impose under OAR Chapter 345, Division 29. If the amount of the bond or letter of credit is insufficient to pay the actual cost of retirement, the certificate holder must pay any additional cost necessary to restore the site to a useful, nonhazardous condition. After completion of site restoration, the Council must issue an order to terminate the site certificate if the Council finds that the facility has been retired according to the approved final retirement plan. [Final Order on ASC (2017), Retirement and Financial Assurance Condition 3] [Mandatory Condition OAR 345-025-0006(16)]

5.0 Successors and Assigns

To transfer this site certificate or any portion thereof or to assign or dispose of it in any other manner, directly or indirectly, the certificate holder shall comply with OAR 345-027-0400.

6.0 Severability and Construction

If any provision of this agreement and certificate is declared by a court to be illegal or in conflict with any law, the validity of the remaining terms and conditions shall not be affected, and the rights and obligations of the parties shall be construed and enforced as if the agreement and certificate did not contain the particular provision held to be invalid.

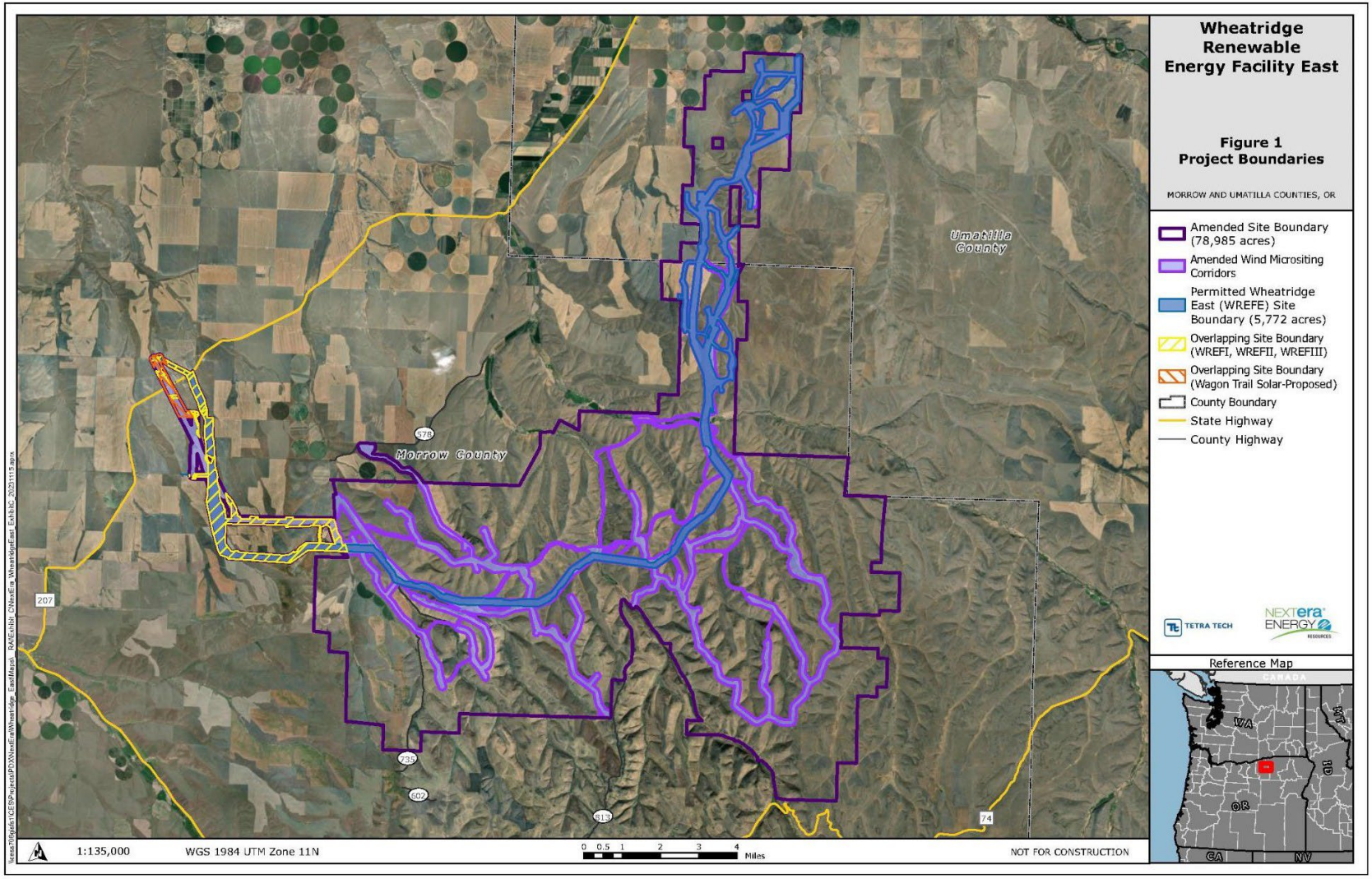
7.0 Execution

This site certificate may be executed in counterparts and will become effective upon signature by the Chair of the Energy Facility Siting Council and the authorized representative of the certificate holder.

IN WITNESS THEREOF, this site certificate has been executed by the State of Oregon, acting by and through the Energy Facility Siting Council and Wheatridge Northe~~E~~ast Wind, LLC (certificate holder), a wholly- owned indirect subsidiary of NextEra Energy Resources, LLC (certificate holder/certificate holder owner).

ENERGY FACILITY SITING COUNCIL	WHEATRIDGE EAST WIND, LLC
By: Kent Howe (Jun 6, 2024 09:38 PDT)	By: Anthony Pedroni (Jun 6, 2024 07:53 EDT)
Date: 06-Jun-2024	Date: 06-Jun-2024

Attachment A
WREFNE Site Boundary Map


Wheatridge Renewable Energy Facility East
Figure 1
Project Boundaries
MORROW AND UMATILLA COUNTIES, OR
Amended Site Boundary (78,985 acres)
Amended Wind Micrositing Corridors
Permitted Wheatridge East (WREFE) Site Boundary (5,772 acres)
Overlapping Site Boundary (WREFI, WREFII, WREFIII)
Overlapping Site Boundary (Wagon Trail Solar-Proposed)
County Boundary
State Highway
County Highway
Umatilla County
Morrow County
207
578
735
602
313
74
TETRA TECH
NEXTera ENERGY RESOURCES
Reference Map
CANADA
WA
MT
ID
OR
CA
NV
1:135,000
WGS 1984 UTM Zone 11N
0 0.5 1 2 3 4
Miles
NOT FOR CONSTRUCTION

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Attachment 3. Wheatridge Renewable Energy Facility East and Northeast Articles of Incorporation

WREFE

Delaware

The First State

I, JEFFREY W. BULLOCK, SECRETARY OF STATE OF THE STATE OF DELAWARE, DO HEREBY CERTIFY THE ATTACHED IS A TRUE AND CORRECT COPY OF THE CERTIFICATE OF FORMATION OF "WHEATRIDGE EAST WIND, LLC", FILED IN THIS OFFICE ON THE TWENTIETH DAY OF AUGUST, A.D. 2020, AT 9:48 O`CLOCK A.M.

Jeffrey W. Bullock, Secretary of State

3487699 8100
SR# 20206843068

Authentication: 203511068
Date: 08-21-20

You may verify this certificate online at corp.delaware.gov/authver.shtml

State of Delaware
Secretary of State
Division of Corporations
Delivered 09:48 AM 08/20/2020
FILED 09:48 AM 08/20/2020
SR 20206843068 - File Number 3487699

STATE OF DELAWARE

LIMITED LIABILITY COMPANY CERTIFICATE OF FORMATION OF

WHEATRIDGE EAST WIND, LLC

The undersigned, an authorized natural person, for the purpose of forming a limited liability company under the provisions and subject to the requirements of the laws of the State of Delaware (including Chapter 18, Title 6 of the Delaware Code and the acts amendatory thereof and supplemental thereto, and known, identified, and referred to as the "Delaware Limited Liability Company Act"), hereby certifies that:

FIRST: The name of the limited liability company (hereinafter called the "limited liability company") is **Wheatridge East Wind, LLC.**

SECOND: The address of the registered office and the name and address of the registered agent of the limited liability company required to be maintained by Section 18-104 of the Delaware Limited Liability Company Act are:

NextEra Registered Agency, LLC
1105 N. Market Street, Suite 1300
Wilmington, Delaware 19801

Executed on August 20, 2020.

Melissa A. Plotsky

By: Melissa A. Plotsky
An Authorized Person

WREFNE

Delaware

The First State

I, JEFFREY W. BULLOCK, SECRETARY OF STATE OF THE STATE OF DELAWARE, DO HEREBY CERTIFY THE ATTACHED IS A TRUE AND CORRECT COPY OF THE CERTIFICATE OF FORMATION OF "WHEATRIDGE NORTHEAST WIND, LLC", FILED IN THIS OFFICE ON THE FIFTEENTH DAY OF SEPTEMBER, A.D. 2023, AT 11:04 O`CLOCK A.M.

Jeffrey W. Bullock, Secretary of State

7676893 8100
SR# 20233502021

Authentication: 204177865
Date: 09-15-23

You may verify this certificate online at corp.delaware.gov/authver.shtml

STATE OF DELAWARE

LIMITED LIABILITY COMPANY CERTIFICATE OF FORMATION OF

WHEATRIDGE NORTHEAST WIND, LLC

The undersigned, an authorized natural person, for the purpose of forming a limited liability company under the provisions and subject to the requirements of the laws of the State of Delaware (including Chapter 18, Title 6 of the Delaware Code and the acts amendatory thereof and supplemental thereto, and known, identified, and referred to as the "Delaware Limited Liability Company Act"), hereby certifies that:

FIRST: The name of the limited liability company (hereinafter called the "limited liability company") is **Wheatridge Northeast Wind, LLC.**

SECOND: The address of the registered office and the name and address of the registered agent of the limited liability company required to be maintained by Section 18-104 of the Delaware Limited Liability Company Act are:

NextEra Registered Agency, LLC
1100 N. Market Street, 4th Floor
Wilmington, Delaware 19890

Executed this 15th day of September, 2023.

By: Jason B. Pear
An Authorized Person

State of Delaware
Secretary of State
Division of Corporations
Delivered 11:04 AM 09/15/2023
FILED 11:04 AM 09/15/2023
SR 20233502021 - File Number 7676893

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Attachment 4. Wheatridge Renewable Energy Facility East and Northeast Proof of Registration to Do Business in Oregon

WREFE

Application for Authority to Transact Business - Foreign Limited Liability Company

Secretary of State - Corporation Division - 255 Capitol St. NE, Suite 151 - Salem, OR 97310-1327 - sos.oregon.gov/business - Phone: (503) 986-2200

FILED: AUG 26, 2020
OREGON SECRETARY OF STATE

171205090-21377433

REGISTRY NUMBER: 171205090
For office use only

WHEATRIDGE EAST WIND, LLC **NEWAUT**

In accordance with Oregon Revised Statute 192.410-192.490, the information on this application is public record. We must release this information to all parties upon request and it will be posted on our website. For office use only

Please Type or Print Legibly in **Black** Ink. Attach Additional Sheet if Necessary.

1) **NAME:** Wheatridge East Wind, LLC

NOTE: (Must contain the words "Limited Liability Company" or the abbreviations "LLC" or "L.L.C.") Must be identical to the name of record in home jurisdiction.

2) **REGISTRY NUMBER IN HOME JURISDICTION**

OR: **CERTIFICATE OF EXISTENCE** ☐ **(ATTACHED)**

(Please provide a web-verifiable registry number from the entity's home jurisdiction. Certain states, such as Delaware and New Jersey, do not provide status information online. Entities from such places must instead attach an official certificate of existence, current within 60 days of delivery to this office.)

3) **DATE OF ORGANIZATION:** 08/20/2020

DURATION, IF NOT PERPETUAL:

4) **STATE OR COUNTRY OF ORGANIZATION:** Delaware

5) **THIS FOREIGN LIMITED LIABILITY COMPANY SATISFIES THE REQUIREMENTS OF ORS 63.714(3).**

6) **NAME OF OREGON REGISTERED AGENT:** Corporation Service Company

7) **REGISTERED AGENT'S PUBLICLY AVAILABLE ADDRESS:**

(Must be an **Oregon Street Address**, which is identical to the registered agent's business office.)

1127 Broadway Street NE, Suite 310
Salem, OR 97301

8) **ADDRESS OF PRINCIPAL OFFICE OF THE BUSINESS:**

700 Universe Blvd.
Juno Beach, FL 33408

9) **ADDRESS WHERE THE DIVISION MAY MAIL NOTICES:**

700 Universe Blvd.
Juno Beach ,FL 33408

10) **HOW WILL THIS LIMITED LIABILITY COMPANY BE MANAGED?**

☒ This LLC will be member-managed by one or more members.
☐ This LLC will be manager-managed by one or more managers.

11) **EXECUTION:** (At least one member or manager must sign.)

I declare as an authorized signer, under penalty of perjury, that this document does not fraudulently conceal, fraudulently obscure, fraudulently alter or otherwise misrepresent the identity of the person or any members, managers, employees or agents of the limited liability company. This filing has been examined by me and is, to the best of my knowledge and belief true, correct, and complete. Making false statements in this document is against the law and may be penalized by fines, imprisonment or both.

Signature:	Printed Name:	Title:
Melissa A. Plotsky	Melissa A. Plotsky	Secretary of Member

CONTACT NAME: (To resolve questions with this filing.)

Angela Ewers

PHONE NUMBER: (Include area code.)

561.304.5923

FEES

Required Processing Fee $275

Processing Fees are nonrefundable. Please make check payable to "Corporation Division."

Free copies are available at sos.oregon.gov/business, using the Business Name Search program.

WREFNE

APPLICATION FOR AUTHORITY

Corporation Division
www.filinginoregon.com

E-FILED
Nov 13, 2023
OREGON SECRETARY OF STATE

REGISTRY NUMBER

219395191

TYPE

FOREIGN LIMITED LIABILITY COMPANY

1. ENTITY NAME

WHEATRIDGE NORTHEAST WIND, LLC

2. MAILING ADDRESS

700 UNIVERSE BLVD
JUNO BEACH FL 33408 USA

3. NAME & ADDRESS OF REGISTERED AGENT

15872088 - CORPORATION SERVICE COMPANY

1127 BROADWAY ST NE STE 310
SALEM OR 97301 USA

4. MANAGEMENT

This Limited Liability Company will be member-managed by one or more members

5. DATE OF ORGANIZATION

09-15-2023

6. DURATION

PERPETUAL

7. JURISDICTION

DE

8. PRIMARY PHYSICAL LOCATION

700 UNIVERSE BLVD
JUNO BEACH FL 33408 USA

I declare, under penalty of perjury, that this document does not fraudulently conceal, fraudulently obscure, fraudulently alter or otherwise misrepresent the identity of the person or any officers, managers, members or agents of the limited liability company on behalf of which the person signs. This filing has been examined by me and is, to the best of my knowledge and belief, true, correct, and complete. Making false statements in this document is against the law and may be penalized by fines, imprisonment, or both.

By typing my name in the electronic signature field, I am agreeing to conduct business electronically with the State of Oregon. I understand that transactions and/or signatures in records may not be denied legal effect solely because they are conducted, executed, or prepared in electronic form and that if a law requires a record or signature to be in writing, an electronic record or signature satisfies that requirement.

ELECTRONIC SIGNATURE

NAME

JASON B. PEAR

TITLE

SECRETARY

DATE

11-10-2023

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Attachment 5. County Planning Department Correspondence

Morrow County

From: Tamra Mabbott
To: Gulick, Kristen
Cc: DL_Planning Dept
Subject: Re: Morrow County Zoning Ordinance/Comprehensive Plan Updates
Date: Tuesday, January 27, 2026 2:24:26 PM
Attachments: image001.png
image002.png
image003.png
image004.png
image005.png
image006.png

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Hello Kristen - Morrow County adopted Zoning Ordinance Amendments effective December 2025.
Here is the adopting Ordinances. 2020-current | Morrow County Oregon

I don't believe any of those amendments would effect the WRRE project, however, please take a look for yourself.
My apologies for the delay.
Thank you for your patience.
Tamra

From: Gulick, Kristen <Kristen.Gulick@tetratech.com>
Sent: Tuesday, January 27, 2026 11:34 AM
To: Tamra Mabbott <tmabbott@morrowcountyor.gov>
Cc: DL_Planning Dept <PlanningDepartment@morrowcountyor.gov>
Subject: RE: Morrow County Zoning Ordinance/Comprehensive Plan Updates

[EXTERNAL EMAIL] - STOP and VERIFY - This message came from outside of Morrow County Gov

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Hey there,
I just wanted to follow up on my original email. Please let me know what you think!

Thanks in advance,

Kristen Gulick, MS (she/her) | Senior Associate Environmental Scientist/Planner | Tetra Tech
Mobile (**541) 740-3316** | kristen.gulick@tetratech.com

Climate positive and carbon negative by 2030. Read more

TETRA TECH

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From: Gulick, Kristen
Sent: Tuesday, January 20, 2026 3:39 PM
To: 'tmabbott@morrowcountyor.gov' <tmabbott@morrowcountyor.gov>
Cc: 'PlanningDepartment@morrowcountyor.gov' <PlanningDepartment@morrowcountyor.gov>
Subject: Morrow County Zoning Ordinance/Comprehensive Plan Updates

Hello,
I am contacting you on behalf of the Wheatridge Renewable Energy Facility East wind project (WREFE). WREFE is collocated and operated by the same owners (NextEra) as the various other operational Wheatridge Renewable Energy Facilities (Wheatridge) in Morrow and Umatilla Counties, Oregon. A portion of WREFE is currently operational, 200-megawatts [MW] of wind energy generation (strictly Morrow County); the remaining, approved 100-MW of wind energy generation (including battery storage) has yet to be constructed (both Morrow and Umatilla Counties). More information on WREFE can be found here: https://www.oregon.gov/energy/facilities-safety/facilities/Pages/WREFE.aspx.

The 200-MW operational portion of WREFE has already received a CUP as of **June 2024** during preconstruction compliance (see attached) and thus demonstrated compliance with applicable Morrow County requirements. Otherwise, the WREFE facility as a whole (including both the 200-MW constructed portion and the 100-MW unconstructed portion) last demonstrated compliance with applicable county code approved as of **June 2024**, i.e., Request for Amendment 1 to the Site Certificate (see link above for background).

- Based on desktop information, the latest Morrow County Zoning Ordinance (MCZO) is dated January 8, 2026: https://www.morrowcountyor.gov/planning/page/zoning-ordinance
- The latest Morrow County Comprehensive Plan (MCCP) is last dated June 13, 2018 (i.e., Goal 3 section): https://www.morrowcountyor.gov/planning/page/comprehensive-plan

Based on these updates to the MCZO and the MCCP, have any substantive changes occurred that would affect the June 2024 approvals and previously analyzed criteria for WREFE? As stated above, WREFE as a whole includes both wind energy and battery energy storage, located entirely on EFU land. If you could please:

(1) review the criteria listed below and let us know if these provisions have changed (or if new applicable provisions have been added); and
(2) confirm if the Sections of the MCZO and MCCP list below have been updated or changed

since June 2024?

Please see previously defined applicable substantive criteria from the MCZO and MCCP, as reviewed/approved by the Oregon Department of Energy (ODOE) in the WREFE Final Order on Request for Amendment 1 (page 81):

Table 7: Morrow County Applicable Substantive Criteria

Morrow County Zoning Ordinance (MCZO)	
Article 3 – Use Zones	
MCZO 3.010	Exclusive Farm Use, EFU Zone
Section B	Uses Permitted Outright
Section C	Conditional Uses Permitted
Section D	Use Standards
Section K	Commercial Facilities for Generating Power
Section M	Yards
MCZO 3.100	Flood Hazard Overlay Zone
Article 4 – Supplementary Provisions	
MCZO 4.010	Access
MCZO 4.020	Sight Distance
MCZO 4.035	Permit Requirements
MCZO 4.040	Off-Street Vehicle Parking
MCZO 4.070	Sign Limitations
Section 4.165	Site Plan Review
Article 6 – Conditional Uses	
Section 6.015	Requirements Under a State Energy Facility Site Certificate
Section 6.020	General Criteria
Section 6.025	Resource Zone Standards for Approval
Section 6.030	General Conditions
Section 6.050	Standards Governing Conditional Uses
Morrow County Comprehensive Plan	
Agricultural Policy 1 Energy Policies 2 and 3 Fish and Wildlife Protection Plan (Attachment to MCCP)	

For background - Tetra Tech is under contract to NextEra through the ODOE's permitting process. To this end, we will provide to ODOE evidence of consultation with the applicable regulatory agencies, utilities, etc., as necessary to support ongoing permitting compliance and applications. A Tetra Tech colleague of mine recently reached out regarding a neighboring Wheatridge project and thus this is considered to be a similar request.

Thank you in advance and certainly let me know if you have any questions!

Kristen Gulick, MS (she/her) | Senior Associate Environmental Scientist/Planner | Tetra Tech
Mobile (**541) 740-3316** | kristen.gulick@tetratech.com

Climate positive and carbon negative by 2030. Read more



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Umatilla County

From: Megan Davchevski
To: Gulick, Kristen
Cc: planning@umatillacounty.gov
Subject: Re: Umatilla County Zoning Ordinance/Comprehensive Plan Updates
Date: Tuesday, January 27, 2026 3:01:40 PM
Attachments: image001.png
image002.png
image003.png
image004.png
image005.png
image006.png

CAUTION: This email originated from an external sender. Verify the source before opening links or attachments.

Hi Kristen,

The adopting ordinance that amended the Umatilla County Development Code on June 18, 2025 is available online here: https://co.umatilla.or.us/fileadmin/user_upload/Planning/Ord_2025-09.pdf
Other land use ordinances, including those impacting the Comprehensive Plan, are also available online and summarized by year here: https://co.umatilla.or.us/departments/community-development/planning-division/planning-ordinances

At this time Umatilla County has not received applications for the Wheatridge Facility. As outlined in the EFSC Final Order, the project developer will need to obtain local permits.

Best,

Megan

On Tue, Jan 27, 2026 at 11:34 AM Gulick, Kristen <Kristen.Gulick@tetratech.com> wrote:

> Hey there,
>
> I just wanted to follow up on my original email. Please let me know what you think!
>
> Thanks in advance,
>
> **Kristen Gulick, MS** (she/her) | Senior Associate Environmental Scientist/Planner | Tetra Tech
>
> Mobile (**541) 740-3316** | kristen.gulick@tetratech.com
>
> Climate positive and carbon negative by 2030. Read more

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From: Gulick, Kristen
Sent: Tuesday, January 20, 2026 3:47 PM
To: 'megan.davchevski@umatillacounty.gov' <megan.davchevski@umatillacounty.gov>
Cc: 'planning@umatillacounty.gov' <planning@umatillacounty.gov>
Subject: Umatilla County Zoning Ordinance/Comprehensive Plan Updates

Hello,

I am contacting you on behalf of the Wheatridge Renewable Energy Facility East wind project (WREFE). WREFE is collocated and operated by the same owners (NextEra) as the various other operational Wheatridge Renewable Energy Facilities (Wheatridge) in Morrow and Umatilla Counties, Oregon. A portion of WREFE is currently operational, 200-megawatts [MW] of wind energy generation (strictly Morrow County); the remaining, approved 100-MW of wind energy generation (including battery storage) has yet to be constructed (both Morrow and Umatilla Counties). More information on WREFE can be found here: https://www.oregon.gov/energy/facilities-safety/facilities/Pages/WREFE.aspx.

The WREFE facility as a whole (including both the 200-MW constructed portion and the 100-MW unconstructed portion) last demonstrated compliance with applicable county code approved as of **June 2024**, i.e., Request for Amendment 1 to the Site Certificate (see link above for background).

- Based on desktop information, the latest Umatilla County Development Code (UCDC) is dated June 18, 2025: https://www.co.umatilla.or.us/fileadmin/user_upload/Planning/Umatilla_County_Development_Code_June_18__2025.pdf
- The latest Umatilla County Comprehensive Plan (UCCP) is dated April 29, 2025: https://www.co.umatilla.or.us/fileadmin/user_upload/Planning/Umatilla_County_Comp_Plan_4-29-2025.pdf

Based on these updates to the UCDC and UCCP, have any substantive changes occurred that

would affect the June 2024 approvals and previously analyzed criteria for WREFE? As stated above, WREFE as a whole includes both wind energy and battery energy storage, located entirely on EFU land. If you could please:

> (1) review the criteria listed below and let us know if these provisions have changed (or if new applicable provisions have been added); and
>
> (2) confirm if the Sections of the UCDC and UCCP list below have been updated or changed since June 2024?

Please see previously defined applicable substantive criteria from the UCDC and UCCP, as reviewed/approved by the Oregon Department of Energy (ODOE) in the WREFE Final Order on Request for Amendment 1 (page 122):

Table 8: Umatilla County Applicable Substantive Criteria

Section	Description
Umatilla County Development Code (UCDC), Revision Date July 19, 2022	
Section 152.060 (E)	Conditional Uses allowed on lands zoned for EFU
Section 152.061	Standards for all Conditional Uses on EFU Lands
Section 152.615	Additional Conditional Use Permit Restrictions
Section 152.616 (HHH)	Conditional Uses Permitted

For background - Tetra Tech is under contract to NextEra through the ODOE's permitting process. To this end, we will provide to ODOE evidence of consultation with the applicable regulatory agencies, utilities, etc., as necessary to support ongoing permitting compliance and applications.

Thank you in advance and certainly let me know if you have any questions!

Kristen Gulick, MS (she/her) | Senior Associate Environmental Scientist/Planner | Tetra Tech

Mobile (**541) 740-3316** | kristen.gulick@tetratech.com

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--

Megan Davchevski, CFM

Planning Division Manager

Community Development Department

Tel: 541-278-6246 | Fax: 541-278-5480

216 SE 4th Street | Pendleton, OR 97801

http://www.umatillacounty.gov/planning

Please Be Aware - Documents such as emails, letters, maps, reports, etc. sent from or received by the Umatilla County Department of Land Use Planning are subject to Oregon Public Records law and are NOT CONFIDENTIAL. All such documents are available to the public upon request; costs for copies may be collected. This includes materials that may contain sensitive data or other information, and Umatilla County will not be held liable for its distribution.

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Attachment 6. Wheatridge Renewable Energy Facility Northeast Retirement Cost Estimate

Estimate Summary
TETRA TECH, INC.
Job Code: WREFNE
Description: Decommissioning Estimate

CBS Position Code	Quantity	UM	Cost Item Description	UM/Day	Cost Source	Currency	Unit Cost	Total Cost
1	1.00	Lump Sum	WREFNE RETIREMENT	0.00	Detail	U.S. Dollar	11,255,002.66	11,255,002.66
1.1	1.00	Lump Sum	Equipment & Facilities Mob / Demob	0.20	Detail	U.S. Dollar	910,902.41	910,902.41
1.1.1	1.00	Lump Sum	Equipment Mob	0.00	Detail	U.S. Dollar	40,600.00	40,600.00

Resource Code	Description	Hours	Quantity	UM	Currency	Unit Cost	Total Cost
UERNTRLG	Rental Equip Transp-Large		4.00	Each	U.S. Dollar	10,000.00	40,000.00
UERNTRSM	Rental Equip Transp-Small		4.00	Each	U.S. Dollar	150.00	600.00

1.1.2	1.00	Lump Sum	Site Facilities	0.00	Detail	U.S. Dollar	2,200.00	2,200.00

Resource Code	Description	Hours	Quantity	UM	Currency	Unit Cost	Total Cost
UOCONMOB	Connex Box Mob		2.00	Each	U.S. Dollar	300.00	600.00
UOTRLTRN	Trailer Trnsp/Setup/Trdwn		2.00	Each	U.S. Dollar	800.00	1,600.00

1.1.3	3.00	Day	Crew Mob & Site Setup	1.00	Detail	U.S. Dollar	14,120.48	42,361.44

Resource Code	Description	Hours	Quantity	UM	Currency	Unit Cost	Total Cost
L060100	GENERAL LABORER	480.00	16.00	Each (hourly)	U.S. Dollar	57.70	27,695.23
L010101	OPERATOR	180.00	6.00	Each (hourly)	U.S. Dollar	81.48	14,666.21

1.1.4	2.00	Day	Crew Demob & Site Cleanup	1.00	Detail	U.S. Dollar	14,120.48	28,240.96

Resource Code	Description	Hours	Quantity	UM	Currency	Unit Cost	Total Cost
L060100	GENERAL LABORER	320.00	16.00	Each (hourly)	U.S. Dollar	57.70	18,463.49
L010101	OPERATOR	120.00	6.00	Each (hourly)	U.S. Dollar	81.48	9,777.48

1.1.5	1.00	Lump Sum	Mob-Erection Sub	0.00	Detail	U.S. Dollar	797,500.00	797,500.00

Resource Code	Description	Hours	Quantity	UM	Currency	Unit Cost	Total Cost
USERECTMOB	Sub-Erection Mobilization		1.00	Each	U.S. Dollar	797,500.00	797,500.00

Notes: **********
Historical pricing from past projects
****

1.2	1.00	Lump Sum	Project Site Support	0.01	Detail	U.S. Dollar	566,294.64	566,294.64
1.2.1	6.00	Month	Site Facilities	0.00	Detail	U.S. Dollar	1,905.00	11,430.00

Resource Code	Description	Hours	Quantity	UM	Currency	Unit Cost	Total Cost
URCONNEX	Connex Box		6.00	Month	U.S. Dollar	150.00	900.00
UROFFTRL	Office Trailer -12x60		6.00	Month	U.S. Dollar	500.00	3,000.00
UO1STAID	1st Aid Supplies		6.00	Month	U.S. Dollar	300.00	1,800.00
UOOFFSUP	Office Supplies($/prs/mo)		6.00	Month	U.S. Dollar	55.00	330.00
URPRTAJH	Port-a-John Unit(s) (4)		18.00	Month	U.S. Dollar	300.00	5,400.00

1.2.2	6.00	Month	Field Management	0.05	Detail	U.S. Dollar	92,477.44	554,864.64

Resource Code	Description	Hours	Quantity	UM	Currency	Unit Cost	Total Cost
L90FXX02	Field - Proj Superintendent	1,320.00	1.00	Each (hourly)	U.S. Dollar	135.85	179,322.00
RPUTRK05	F-250 4X4 3/4 TON PICKUP	3,960.00	3.00	Each (hourly)	U.S. Dollar	15.14	59,954.40
L90FEL00	Field - Engr. Tech	1,320.00	1.00	Each (hourly)	U.S. Dollar	109.50	144,542.64
L90FXX03	Field - SHSO	1,320.00	1.00	Each (hourly)	U.S. Dollar	129.58	171,045.60

1.3	1.00	Lump Sum	Substation Retirement	0.03	Detail	U.S. Dollar	249,713.88	249,713.88
1.3.1	1.00	Day	Fence Removal	1.00	Detail	U.S. Dollar	1,825.87	1,825.87

Resource Code	Description	Hours	Quantity	UM	Currency	Unit Cost	Total Cost

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CBS Position Code	Quantity	UM	Description	Cost Item UM/Day	Cost Source	Currency	Unit Cost	Total Cost
L010101	OPERATOR		10.00	1.00 Each (hourly)	U.S. Dollar		81.48	814.79
L060100	GENERAL LABORER		10.00	1.00 Each (hourly)	U.S. Dollar		57.70	576.98
RBACKH09	Deere 710J BACKHOE, 1.62CY		10.00	1.00 Each (hourly)	U.S. Dollar		43.41	434.10
1.3.2	2.00	Each	Transformer Removal	0.17	Detail	U.S. Dollar	102,330.54	204,661.09
1.3.2.1	2.00	Each	Oil Removal & Disposal	1.00	Detail	U.S. Dollar	58,553.97	117,107.94
1.3.2.1.1	2.00	Each	Oil Removal	1.00	Detail	U.S. Dollar	1,153.97	2,307.94
Resource Code	**Description**		**Hours**	**Quantity UM**	**Currency**		**Unit Cost**	**Total Cost**
L060100	GENERAL LABORER		40.00	2.00 Each (hourly)	U.S. Dollar		57.70	2,307.94
1.3.2.1.2	28,000.00	Gallon	Oil Disposal	0.00	Detail	U.S. Dollar	4.00	112,000.00
Resource Code	**Description**		**Hours**	**Quantity UM**	**Currency**		**Unit Cost**	**Total Cost**
USDISPOSAL	Disposal Fee's			112,000.00 Each	U.S. Dollar		1.00	112,000.00
1.3.2.1.3	2.00	Each	Trucking - Per Load	0.00	Detail	U.S. Dollar	1,400.00	2,800.00
Resource Code	**Description**		**Hours**	**Quantity UM**	**Currency**		**Unit Cost**	**Total Cost**
USTRUCKING	Trucking Sub			2,800.00 Each	U.S. Dollar		1.00	2,800.00
1.3.2.2	2.00	Each	Dismantle & Loadout Transformer	0.20	Detail	U.S. Dollar	43,776.58	87,553.15
1.3.2.2.1	2.00	Each	Dismantle, Cut & Size	0.20	Detail	U.S. Dollar	37,776.58	75,553.15
Resource Code	**Description**		**Hours**	**Quantity UM**	**Currency**		**Unit Cost**	**Total Cost**
L060100	GENERAL LABORER		400.00	4.00 Each (hourly)	U.S. Dollar		57.70	23,079.36
L010101	OPERATOR		200.00	2.00 Each (hourly)	U.S. Dollar		81.48	16,295.79
*REXCAV06A	Excav 100K w/ Bucket & Grapple		100.00	1.00 Each (hourly)	U.S. Dollar		150.41	15,041.00
*REXCAV06E	Excav 100K w/ Shear		100.00	1.00 Each (hourly)	U.S. Dollar		211.37	21,137.00
1.3.2.2.2	8.00	Each	Trucking - Per Load	0.00	Detail	U.S. Dollar	1,500.00	12,000.00
Resource Code	**Description**		**Hours**	**Quantity UM**	**Currency**		**Unit Cost**	**Total Cost**
USTRUCKING	Trucking Sub			12,000.00 Each	U.S. Dollar		1.00	12,000.00
1.3.3	1.00	Each	Remove Control Building	2.00	Detail	U.S. Dollar	2,947.94	2,947.94
1.3.3.1	1.00	Each	Demo	2.00	Detail	U.S. Dollar	1,447.94	1,447.94
Resource Code	**Description**		**Hours**	**Quantity UM**	**Currency**		**Unit Cost**	**Total Cost**
L060100	GENERAL LABORER		5.00	1.00 Each (hourly)	U.S. Dollar		57.70	288.49
L010101	OPERATOR		5.00	1.00 Each (hourly)	U.S. Dollar		81.48	407.39
*REXCAV06A	Excav 100K w/ Bucket & Grapple		5.00	1.00 Each (hourly)	U.S. Dollar		150.41	752.05
1.3.3.2	1.00	Each	Trucking - Per Load	0.00	Detail	U.S. Dollar	1,500.00	1,500.00
Resource Code	**Description**		**Hours**	**Quantity UM**	**Currency**		**Unit Cost**	**Total Cost**
USTRUCKING	Trucking Sub			1,500.00 Each	U.S. Dollar		1.00	1,500.00
1.3.4	2.00	Day	UG Utility & Ground Removal	1.00	Detail	U.S. Dollar	1,825.87	3,651.75
Resource Code	**Description**		**Hours**	**Quantity UM**	**Currency**		**Unit Cost**	**Total Cost**
L010101	OPERATOR		20.00	1.00 Each (hourly)	U.S. Dollar		81.48	1,629.58
L060100	GENERAL LABORER		20.00	1.00 Each (hourly)	U.S. Dollar		57.70	1,153.97
RBACKH09	Deere 710J BACKHOE, 1.62CY		20.00	1.00 Each (hourly)	U.S. Dollar		43.41	868.20
1.3.5	500.00	Cubic Yard	Remove Foundations To Subgrade	73.68	Detail	U.S. Dollar	36.37	18,183.88

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CBS Position Code	Quantity	UM	Description	UM/Day	Cost Source	Currency	Unit Cost	Total Cost
1.3.5.1	500.00	Cubic Yard	Excavate / Remove Foundation - Various Depth	280.00	Detail	U.S. Dollar	19.93	9,962.61

Resource Code	Description	Hours	Quantity	UM	Currency	Unit Cost	Total Cost
L060100	GENERAL LABORER	17.86	1.00	Each (hourly)	U.S. Dollar	57.70	1,030.33
L010101	OPERATOR	35.71	2.00	Each (hourly)	U.S. Dollar	81.48	2,909.96
*REXCAV06C	Excav 100K w/ Hammer	17.86	1.00	Each (hourly)	U.S. Dollar	186.84	3,336.43
*REXCAV06A	Excav 100K w/ Bucket & Grapple	17.86	1.00	Each (hourly)	U.S. Dollar	150.41	2,685.89

1.3.5.2	500.00	Cubic Yard	Concrete Transport Offsite	100.00	Detail	U.S. Dollar	16.44	8,221.27

Resource Code	Description	Hours	Quantity	UM	Currency	Unit Cost	Total Cost
RDUTRK06	CAT D350D, 18CY-24CY	50.00	1.00	Each (hourly)	U.S. Dollar	86.39	4,319.50
L080940	TEAMSTER	50.00	1.00	Each (hourly)	U.S. Dollar	78.04	3,901.77

1.3.6	1.00	Lump Sum	Misc. Material Disposal	0.00	Detail	U.S. Dollar	2,150.00	2,150.00
1.3.6.1	1.00	Each	Trucking - Per Load	0.00	Detail	U.S. Dollar	1,400.00	1,400.00

Resource Code	Description	Hours	Quantity	UM	Currency	Unit Cost	Total Cost
USTRUCKING	Trucking Sub		1,400.00	Each	U.S. Dollar	1.00	1,400.00

1.3.6.2	10.00	Ton	Disposal Cost	0.00	Detail	U.S. Dollar	75.00	750.00

Resource Code	Description	Hours	Quantity	UM	Currency	Unit Cost	Total Cost
USDISPOSAL	Disposal Fee's		750.00	Each	U.S. Dollar	1.00	750.00

1.3.7	1.00	Lump Sum	Restore Yard	0.13	Detail	U.S. Dollar	16,293.36	16,293.36
1.3.7.1	2.00	Acre	Backfill / Regrade	2.00	Detail	U.S. Dollar	2,037.38	4,074.76

Resource Code	Description	Hours	Quantity	UM	Currency	Unit Cost	Total Cost
L060100	GENERAL LABORER	40.00	4.00	Each (hourly)	U.S. Dollar	57.70	2,307.94
L010101	OPERATOR	10.00	1.00	Each (hourly)	U.S. Dollar	81.48	814.79
REXCAV06B	Gradall - Excavator	10.00	1.00	Each (hourly)	U.S. Dollar	95.20	952.04

1.3.7.2	1,000.00	Cubic Yard	Stockpiled Topsoil Placement	150.00	Detail	U.S. Dollar	10.22	10,218.60

Resource Code	Description	Hours	Quantity	UM	Currency	Unit Cost	Total Cost
L010101	OPERATOR	66.67	1.00	Each (hourly)	U.S. Dollar	81.48	5,431.93
RDOZER08	CAT D6N XL	66.67	1.00	Each (hourly)	U.S. Dollar	71.80	4,786.67

1.3.7.3	2.00	Acre	Re-Seed With Native Vegetation	0.00	Detail	U.S. Dollar	1,000.00	2,000.00

Resource Code	Description	Hours	Quantity	UM	Currency	Unit Cost	Total Cost
USLANDSCAPE	Landscape Sub		2.00	Acre	U.S. Dollar	1,000.00	2,000.00

1.4	1.00	Lump Sum	Transmission Line Retirement	0.00	Detail	U.S. Dollar	1,713,360.19	1,713,360.19
1.4.1	10.00	Mile	Conductor Removal	0.17	Detail	U.S. Dollar	39,418.89	394,188.91
1.4.1.1	10.00	Mile	Cut / Lower Cable, Size & Loadout	0.17	Detail	U.S. Dollar	36,418.89	364,188.91

Resource Code	Description	Hours	Quantity	UM	Currency	Unit Cost	Total Cost
L060100	GENERAL LABORER	2,400.00	4.00	Each (hourly)	U.S. Dollar	57.70	138,476.16
L010101	OPERATOR	1,200.00	2.00	Each (hourly)	U.S. Dollar	81.48	97,774.75
*RXMISC14	MAN LIFT GAS 125ft	600.00	1.00	Each (hourly)	U.S. Dollar	60.32	36,192.00
RLIFTS05	JCB 508C, 8,000lbs FRKLFT	600.00	1.00	Each (hourly)	U.S. Dollar	28.22	16,932.00
*RXMISC19	Material Handler	600.00	1.00	Each (hourly)	U.S. Dollar	124.69	74,814.00

1.4.1.2	20.00	Each	Trucking - Per Load	0.00	Detail	U.S. Dollar	1,500.00	30,000.00

Resource Code	Description	Hours	Quantity	UM	Currency	Unit Cost	Total Cost
USTRUCKING	Trucking Sub		30,000.00	Each	U.S. Dollar	1.00	30,000.00

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CBS Position Code	Quantity	UM	Description	Cost Item UM/Day	Cost Source	Currency	Unit Cost	Total Cost

Notes: **********
Total weight for cable, 40 ton per mile
Assume 20 ton per load for trucking
****

1.4.2	88.00	Each	Structure Removal	1.00	Detail	U.S. Dollar	5,947.91	523,416.04
1.4.2.1	88.00	Each	Cut / Lower Structure	2.00	Detail	U.S. Dollar	2,461.26	216,591.13

Resource Code	Description	Hours	Quantity	UM	Currency	Unit Cost	Total Cost
L060100	GENERAL LABORER	1,760.00	4.00	Each (hourly)	U.S. Dollar	57.70	101,549.18
L010101	OPERATOR	440.00	1.00	Each (hourly)	U.S. Dollar	81.48	35,850.74
*RXMISC14	MAN LIFT GAS 125ft	440.00	1.00	Each (hourly)	U.S. Dollar	60.32	26,540.80
*RXMISC23	GROVE RT 200 TON	440.00	1.00	Each (hourly)	U.S. Dollar	119.66	52,650.40

1.4.2.2	88.00	Each	Cut / Size Structure & Loadout	2.00	Detail	U.S. Dollar	2,736.65	240,824.92

Resource Code	Description	Hours	Quantity	UM	Currency	Unit Cost	Total Cost
L060100	GENERAL LABORER	2,640.00	6.00	Each (hourly)	U.S. Dollar	57.70	152,323.78
L010101	OPERATOR	440.00	1.00	Each (hourly)	U.S. Dollar	81.48	35,850.74
*RXMISC23	GROVE RT 200 TON	440.00	1.00	Each (hourly)	U.S. Dollar	119.66	52,650.40

1.4.2.3	44.00	Each	Trucking - Per Load	0.00	Detail	U.S. Dollar	1,500.00	66,000.00

Resource Code	Description	Hours	Quantity	UM	Currency	Unit Cost	Total Cost
USTRUCKING	Trucking Sub		66,000.00	Each	U.S. Dollar	1.00	66,000.00

Notes: **********
Assume 20 ton per load for trucking, 9 ton per structure
****

1.4.3	88.00	Each	Remove Foundations To Subgrade	0.98	Detail	U.S. Dollar	6,191.48	544,850.37
1.4.3.1	88.00	Each	Excavate / Remove Foundation - Various Depth	1.00	Detail	U.S. Dollar	6,156.05	541,732.15

Resource Code	Description	Hours	Quantity	UM	Currency	Unit Cost	Total Cost
L060100	GENERAL LABORER	1,760.00	2.00	Each (hourly)	U.S. Dollar	57.70	101,549.18
L010101	OPERATOR	1,760.00	2.00	Each (hourly)	U.S. Dollar	81.48	143,402.97
*REXCAV06C	Excav 100K w/ Hammer	880.00	1.00	Each (hourly)	U.S. Dollar	186.84	164,419.20
*REXCAV06A	Excav 100K w/ Bucket & Grapple	880.00	1.00	Each (hourly)	U.S. Dollar	150.41	132,360.80

1.4.3.2	142.23	Cubic Yard	Concrete Transport Offsite	75.00	Detail	U.S. Dollar	21.92	3,118.22

Resource Code	Description	Hours	Quantity	UM	Currency	Unit Cost	Total Cost
RDUTRK06	CAT D350D, 18CY-24CY	18.96	1.00	Each (hourly)	U.S. Dollar	86.39	1,638.33
L080940	TEAMSTER	18.96	1.00	Each (hourly)	U.S. Dollar	78.04	1,479.89

1.4.4	88.00	Each	Restore Structure Location Work Areas & Roads	1.03	Detail	U.S. Dollar	2,851.19	250,904.86
1.4.4.1	53.00	Acre	Backfill / Regrade	2.00	Detail	U.S. Dollar	2,037.38	107,981.20

Resource Code	Description	Hours	Quantity	UM	Currency	Unit Cost	Total Cost
L060100	GENERAL LABORER	1,060.00	4.00	Each (hourly)	U.S. Dollar	57.70	61,160.30
L010101	OPERATOR	265.00	1.00	Each (hourly)	U.S. Dollar	81.48	21,591.92
REXCAV06B	Gradall - Excavator	265.00	1.00	Each (hourly)	U.S. Dollar	95.20	25,228.98

1.4.4.2	8,800.00	Cubic Yard	Stockpiled Topsoil Placement	150.00	Detail	U.S. Dollar	10.22	89,923.66

Resource Code	Description	Hours	Quantity	UM	Currency	Unit Cost	Total Cost
L010101	OPERATOR	586.67	1.00	Each (hourly)	U.S. Dollar	81.48	47,800.99
RDOZER08	CAT D6N XL	586.67	1.00	Each (hourly)	U.S. Dollar	71.80	42,122.67

1.4.4.3	53.00	Acre	Re-Seed With Native Vegetation	0.00	Detail	U.S. Dollar	1,000.00	53,000.00

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CBS Position Code	Quantity	UM	Description	Cost Item UM/Day	Cost Source	Currency	Unit Cost	Total Cost
Resource Code	**Description**		**Hours**	**Quantity**	**UM**	**Currency**	**Unit Cost**	**Total Cost**
USLANDSCAPE	Landscape Sub			53.00	Acre	U.S. Dollar	1,000.00	53,000.00
1.5	30.00	MW	30 MW Energy Storage System	0.68	Detail	U.S. Dollar	6,361.40	190,841.99
1.5.1	30.00	MW	Battery Removal & Disposal	2.31	Detail	U.S. Dollar	2,559.53	76,785.97
1.5.1.1	13.00	Day	Remove Batteries, Load For Transport	1.00	Detail	U.S. Dollar	2,590.14	33,671.77
Resource Code	**Description**		**Hours**	**Quantity**	**UM**	**Currency**	**Unit Cost**	**Total Cost**
L060100	GENERAL LABORER		520.00	4.00	Each (hourly)	U.S. Dollar	57.70	30,003.17
RLIFTS05	JCB 508C, 8,000lbs FRKLFT		130.00	1.00	Each (hourly)	U.S. Dollar	28.22	3,668.60
1.5.1.2	7.00	Each	Transport Batteries	0.00	Detail	U.S. Dollar	1,480.60	10,364.20
1.5.1.2.1	7.00	Each	Roll Off Liners	0.00	Detail	U.S. Dollar	105.60	739.20
Resource Code	**Description**		**Hours**	**Quantity**	**UM**	**Currency**	**Unit Cost**	**Total Cost**
UODCLINER	Rolloff Liner			7.00	Each	U.S. Dollar	105.60	739.20
1.5.1.2.2	7.00	Each	Trucking - Per Load	0.00	Detail	U.S. Dollar	1,375.00	9,625.00
Resource Code	**Description**		**Hours**	**Quantity**	**UM**	**Currency**	**Unit Cost**	**Total Cost**
USTRUCKING	Trucking Sub			9,625.00	Each	U.S. Dollar	1.00	9,625.00
1.5.1.3	131.00	Ton	Disposal Fee's	0.00	Detail	U.S. Dollar	250.00	32,750.00
Resource Code	**Description**		**Hours**	**Quantity**	**UM**	**Currency**	**Unit Cost**	**Total Cost**
USDISPOSAL	Disposal Fee's			32,750.00	Each	U.S. Dollar	1.00	32,750.00

Notes: **********
12 modules per 163.7 KW, for a total of 2199 modules.
Each module is 119 lbs, for a total of 131 tons of modules.
****

1.5.2	30.00	MW	Structure & Components Removal	10.00	Detail	U.S. Dollar	1,112.63	33,379.04
1.5.2.1	130.00	Ton	Structure Demo	43.33	Detail	U.S. Dollar	147.72	19,204.04
Resource Code	**Description**		**Hours**	**Quantity**	**UM**	**Currency**	**Unit Cost**	**Total Cost**
*REXCAV06A	Excav 100K w/ Bucket & Grapple		30.00	1.00	Each (hourly)	U.S. Dollar	150.41	4,512.30
*REXCAV06E	Excav 100K w/ Shear		30.00	1.00	Each (hourly)	U.S. Dollar	211.37	6,341.10
L010101	OPERATOR		60.00	2.00	Each (hourly)	U.S. Dollar	81.48	4,888.74
L060100	GENERAL LABORER		60.00	2.00	Each (hourly)	U.S. Dollar	57.70	3,461.90
1.5.2.2	7.00	Each	Trucking - Per Load	0.00	Detail	U.S. Dollar	1,375.00	9,625.00
Resource Code	**Description**		**Hours**	**Quantity**	**UM**	**Currency**	**Unit Cost**	**Total Cost**
USTRUCKING	Trucking Sub			9,625.00	Each	U.S. Dollar	1.00	9,625.00
1.5.2.3	65.00	Ton	Disposal Cost	0.00	Detail	U.S. Dollar	70.00	4,550.00
Resource Code	**Description**		**Hours**	**Quantity**	**UM**	**Currency**	**Unit Cost**	**Total Cost**
USDISPOSAL	Disposal Fee's			4,550.00	Each	U.S. Dollar	1.00	4,550.00
1.5.3	260.00	Cubic Yard	Concrete Breaking & Excavation	86.67	Detail	U.S. Dollar	63.97	16,631.84
Resource Code	**Description**		**Hours**	**Quantity**	**UM**	**Currency**	**Unit Cost**	**Total Cost**
*REXCAV06C	Excav 100K w/ Hammer		30.00	1.00	Each (hourly)	U.S. Dollar	186.84	5,605.20
*RFELWH08C	CAT 980 LOADER		30.00	1.00	Each (hourly)	U.S. Dollar	89.20	2,676.00
L010101	OPERATOR		60.00	2.00	Each (hourly)	U.S. Dollar	81.48	4,888.74
L060100	GENERAL LABORER		60.00	2.00	Each (hourly)	U.S. Dollar	57.70	3,461.90
1.5.4	260.00	Cubic Yard	Concrete Transport Offsite	17.33	Detail	U.S. Dollar	94.86	24,663.80

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CBS Position Code	Quantity	UM	Description	Cost Item UM/Day	Cost Source	Currency	Unit Cost	Total Cost

Resource Code	Description	Hours	Quantity	UM	Currency	Unit Cost	Total Cost
RDUTRK06	CAT D350D, 18CY-24CY	150.00	1.00	Each (hourly)	U.S. Dollar	86.39	12,958.50
L080940	TEAMSTER	150.00	1.00	Each (hourly)	U.S. Dollar	78.04	11,705.30

1.5.5	3.00	Day	UG Utility Removal	1.00	Detail	U.S. Dollar	1,825.87	5,477.62

Resource Code	Description	Hours	Quantity	UM	Currency	Unit Cost	Total Cost
L010101	OPERATOR	30.00	1.00	Each (hourly)	U.S. Dollar	81.48	2,444.37
L060100	GENERAL LABORER	30.00	1.00	Each (hourly)	U.S. Dollar	57.70	1,730.95
RBACKH09	Deere 710J BACKHOE, 1.62CY	30.00	1.00	Each (hourly)	U.S. Dollar	43.41	1,302.30

1.5.6	1.00	Cubic Yard	Restoration	0.14	Detail	U.S. Dollar	33,903.72	33,903.72

1.5.6.1	1.00	Lump Sum	Gravel Removal	0.33	Detail	U.S. Dollar	22,772.56	22,772.56

Resource Code	Description	Hours	Quantity	UM	Currency	Unit Cost	Total Cost
L010101	OPERATOR	60.00	2.00	Each (hourly)	U.S. Dollar	81.48	4,888.74
L060100	GENERAL LABORER	60.00	2.00	Each (hourly)	U.S. Dollar	57.70	3,461.90
L080940	TEAMSTER	60.00	2.00	Each (hourly)	U.S. Dollar	78.04	4,682.12
RDUTRK06	CAT D350D, 18CY-24CY	60.00	2.00	Each (hourly)	U.S. Dollar	86.39	5,183.40
RFELWH09	CAT 966F LOADER, 4.25CY	30.00	1.00	Each (hourly)	U.S. Dollar	81.12	2,433.60
*RDOZER08	CAT D6 LGP Dozer	30.00	1.00	Each (hourly)	U.S. Dollar	70.76	2,122.80

Notes: **********
Assume topsoil removed during original construction
is available for restoration
****

1.5.6.2	1.00	Lump Sum	Stockpiled Topsoil Placement	0.25	Detail	U.S. Dollar	6,131.16	6,131.16

Resource Code	Description	Hours	Quantity	UM	Currency	Unit Cost	Total Cost
L010101	OPERATOR	40.00	1.00	Each (hourly)	U.S. Dollar	81.48	3,259.16
RDOZER08	CAT D6N XL	40.00	1.00	Each (hourly)	U.S. Dollar	71.80	2,872.00

1.5.6.3	5.00	Acre	Re-Seed With Native Vegetation	0.00	Detail	U.S. Dollar	1,000.00	5,000.00

Resource Code	Description	Hours	Quantity	UM	Currency	Unit Cost	Total Cost
USLANDSCAPE	Landscape Sub		5.00	Acre	U.S. Dollar	1,000.00	5,000.00

1.6	36.00	Each	Construct & Remove Temporary Crane Pads	0.75	Detail	U.S. Dollar	9,295.61	334,642.01

Notes: **********
60' x 40' Temporary Crane Pad
****

1.6.1	3,600.00	Ton	Crane Pad 4" Stone 8" Depth	200.00	Detail	U.S. Dollar	41.17	148,213.61

Resource Code	Description	Hours	Quantity	UM	Currency	Unit Cost	Total Cost
M4"STONE	4" Stone		3,600.00	Ton	U.S. Dollar	17.00	61,200.00
RDOZER06	CAT D5H XL	180.00	1.00	Each (hourly)	U.S. Dollar	54.76	9,855.90
RROLLR06	CP-563C 84" SMOOTH DRUM	180.00	1.00	Each (hourly)	U.S. Dollar	65.70	11,825.28
L010101	OPERATOR	360.00	2.00	Each (hourly)	U.S. Dollar	81.48	29,332.43
USSTONETRK	Sub-Trucking of Stone		3,600.00	Ton	U.S. Dollar	10.00	36,000.00

1.6.2	2,700.00	Ton	Crane Pad 2" Stone 6" Depth	150.00	Detail	U.S. Dollar	45.89	123,913.61

Resource Code	Description	Hours	Quantity	UM	Currency	Unit Cost	Total Cost
USSTONETRK	Sub-Trucking of Stone		2,700.00	Ton	U.S. Dollar	10.00	27,000.00
L010101	OPERATOR	360.00	2.00	Each (hourly)	U.S. Dollar	81.48	29,332.43
RDOZER06	CAT D5H XL	180.00	1.00	Each (hourly)	U.S. Dollar	54.76	9,855.90
RROLLR06	CP-563C 84" SMOOTH DRUM	180.00	1.00	Each (hourly)	U.S. Dollar	65.70	11,825.28
M2"STONE	Material - 2" Stone		2,700.00	Ton	U.S. Dollar	17.00	45,900.00

1.6.3	36.00	Each	Remove Crane Pad	3.00	Detail	U.S. Dollar	1,736.52	62,514.80

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CBS Position Code	Quantity	UM	Description	Cost Item UM/Day	Cost Source	Currency	Unit Cost	Total Cost
Resource Code	**Description**			**Hours**	**Quantity**	**UM**	**Currency**	**Unit Cost**	**Total Cost**
RDOZER06	CAT D5H XL			120.00	1.00	Each (hourly)	U.S. Dollar	54.76	6,570.60
RFELWH09	CAT 966F LOADER, 4.25CY			120.00	1.00	Each (hourly)	U.S. Dollar	81.12	9,734.40
L010101	OPERATOR			240.00	2.00	Each (hourly)	U.S. Dollar	81.48	19,554.95
L060100	GENERAL LABORER			120.00	1.00	Each (hourly)	U.S. Dollar	57.70	6,923.81
RDUTRK06	CAT D350D, 18CY-24CY			120.00	1.00	Each (hourly)	U.S. Dollar	86.39	10,366.80
L080940	TEAMSTER			120.00	1.00	Each (hourly)	U.S. Dollar	78.04	9,364.24
1.7	36.00	Each	WTG Removal		0.00	Detail	U.S. Dollar	33,000.00	1,188,000.00
1.7.1	36.00	Each	Remove Top,Nacell, Rotor		0.00	Detail	U.S. Dollar	22,000.00	792,000.00
Resource Code	**Description**			**Hours**	**Quantity**	**UM**	**Currency**	**Unit Cost**	**Total Cost**
USERECT1	Sub-Top, Nacelle, Rotor				36.00	Each	U.S. Dollar	22,000.00	792,000.00
1.7.2	36.00	Each	Remove Base & Mid		0.00	Detail	U.S. Dollar	11,000.00	396,000.00
Resource Code	**Description**			**Hours**	**Quantity**	**UM**	**Currency**	**Unit Cost**	**Total Cost**
USERECT	Erection Sub - Base/Mid				36.00	Each	U.S. Dollar	11,000.00	396,000.00
1.8	36.00	Each	WTG Sizing & Loadout		0.58	Detail	U.S. Dollar	55,975.78	2,015,128.18
1.8.1	36.00	Each	Oil Removal & Disposal		5.00	Detail	U.S. Dollar	419.96	15,118.65
1.8.1.1	36.00	Each	Oil Removal		5.00	Detail	U.S. Dollar	261.07	9,398.65
Resource Code	**Description**			**Hours**	**Quantity**	**UM**	**Currency**	**Unit Cost**	**Total Cost**
L060100	GENERAL LABORER			144.00	2.00	Each (hourly)	U.S. Dollar	57.70	8,308.57
RPUTRK05	F-250 4X4 3/4 TON PICKUP			72.00	1.00	Each (hourly)	U.S. Dollar	15.14	1,090.08
1.8.1.2	720.00	Gallon	Oil Disposal		0.00	Detail	U.S. Dollar	6.00	4,320.00
Resource Code	**Description**			**Hours**	**Quantity**	**UM**	**Currency**	**Unit Cost**	**Total Cost**
USDISPOSAL	Disposal Fee's				4,320.00	Each	U.S. Dollar	1.00	4,320.00
1.8.1.3	1.00	Each	Trucking - Per Load		0.00	Detail	U.S. Dollar	1,400.00	1,400.00
Resource Code	**Description**			**Hours**	**Quantity**	**UM**	**Currency**	**Unit Cost**	**Total Cost**
USTRUCKING	Trucking Sub				1,400.00	Each	U.S. Dollar	1.00	1,400.00
1.8.2	15,768.00	Ton	Demo & Prepare For Shipment Offsite		286.00	Detail	U.S. Dollar	40.54	639,209.54
Resource Code	**Description**			**Hours**	**Quantity**	**UM**	**Currency**	**Unit Cost**	**Total Cost**
*RXMISC19	Material Handler			551.33	1.00	Each (hourly)	U.S. Dollar	124.69	68,745.17
*REXCAV08	Excav 240K w/ Shear			551.33	1.00	Each (hourly)	U.S. Dollar	525.56	289,756.30
L010101	OPERATOR			1,102.66	2.00	Each (hourly)	U.S. Dollar	81.48	89,843.37
L060100	GENERAL LABORER			3,307.97	6.00	Each (hourly)	U.S. Dollar	57.70	190,864.69
1.8.3	1,188.00	Ton	Blade T&D		0.00	Detail	U.S. Dollar	150.00	178,200.00
Resource Code	**Description**			**Hours**	**Quantity**	**UM**	**Currency**	**Unit Cost**	**Total Cost**
USTRUCKING	Trucking Sub				89,100.00	Each	U.S. Dollar	1.00	89,100.00
USDISPOSAL	Disposal Fee's				89,100.00	Each	U.S. Dollar	1.00	89,100.00
1.8.4	15,768.00	Ton	Scrap Trucking Cost		0.00	Detail	U.S. Dollar	75.00	1,182,600.00
Resource Code	**Description**			**Hours**	**Quantity**	**UM**	**Currency**	**Unit Cost**	**Total Cost**
USTRUCKING	Trucking Sub				1,182,600.00	Each	U.S. Dollar	1.00	1,182,600.00
1.9	36.00	Each	WTG Foundation Removal		1.58	Detail	U.S. Dollar	3,557.06	128,054.30
1.9.1	1,692.00	Cubic Yard	Remove Cylindrical Pedestal		150.00	Detail	U.S. Dollar	58.93	99,706.59
Resource Code	**Description**			**Hours**	**Quantity**	**UM**	**Currency**	**Unit Cost**	**Total Cost**
L060100	GENERAL LABORER			225.60	2.00	Each (hourly)	U.S. Dollar	57.70	13,016.76

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CBS Position Code	Quantity	UM	Description	Cost Item	UM/Day	Cost Source	Currency	Unit Cost	Total Cost
L010101	OPERATOR			338.40	3.00 Each (hourly)	U.S. Dollar		81.48	27,572.48
*REXCAV06C	Excav 100K w/ Hammer			225.60	2.00 Each (hourly)	U.S. Dollar		186.84	42,151.10
*REXCAV06A	Excav 100K w/ Bucket & Grapple			112.80	1.00 Each (hourly)	U.S. Dollar		150.41	16,966.25
1.9.2	1,692.00	Cubic Yard	Concrete Transport Offsite		146.67	Detail	U.S. Dollar	16.75	28,347.71
Resource Code	**Description**			**Hours**	**Quantity UM**	**Currency**		**Unit Cost**	**Total Cost**
RDUTRK06	CAT D350D, 18CY-24CY			115.36	1.00 Each (hourly)	U.S. Dollar		86.39	9,966.26
L080940	TEAMSTER			115.36	1.00 Each (hourly)	U.S. Dollar		78.04	9,002.44
L010101	OPERATOR			57.68	0.50 Each (hourly)	U.S. Dollar		81.48	4,699.85
RFELWH09	CAT 966F LOADER, 4.25CY			57.68	0.50 Each (hourly)	U.S. Dollar		81.12	4,679.15
1.10	36.00	Each	Pad Mount Transformer Removal		2.31	Detail	U.S. Dollar	2,777.80	100,000.86
1.10.1	36.00	Each	Oil Removal & Disposal		5.00	Detail	U.S. Dollar	1,423.45	51,244.36
1.10.1.1	36.00	Each	Oil Removal		5.00	Detail	U.S. Dollar	145.68	5,244.36
Resource Code	**Description**			**Hours**	**Quantity UM**	**Currency**		**Unit Cost**	**Total Cost**
L060100	GENERAL LABORER			72.00	1.00 Each (hourly)	U.S. Dollar		57.70	4,154.28
RPUTRK05	F-250 4X4 3/4 TON PICKUP			72.00	1.00 Each (hourly)	U.S. Dollar		15.14	1,090.08
1.10.1.2	7,200.00	Gallon	Oil Disposal		0.00	Detail	U.S. Dollar	6.00	43,200.00
Resource Code	**Description**			**Hours**	**Quantity UM**	**Currency**		**Unit Cost**	**Total Cost**
USDISPOSAL	Disposal Fee's				43,200.00 Each	U.S. Dollar		1.00	43,200.00
1.10.1.3	2.00	Each	Trucking - Per Load		0.00	Detail	U.S. Dollar	1,400.00	2,800.00
Resource Code	**Description**			**Hours**	**Quantity UM**	**Currency**		**Unit Cost**	**Total Cost**
USTRUCKING	Trucking Sub				2,800.00 Each	U.S. Dollar		1.00	2,800.00
1.10.2	36.00	Each	Remove & Loadout Transformer		20.00	Detail	U.S. Dollar	144.79	5,212.57
Resource Code	**Description**			**Hours**	**Quantity UM**	**Currency**		**Unit Cost**	**Total Cost**
*REXCAV06A	Excav 100K w/ Bucket & Grapple			18.00	1.00 Each (hourly)	U.S. Dollar		150.41	2,707.38
L010101	OPERATOR			18.00	1.00 Each (hourly)	U.S. Dollar		81.48	1,466.62
L060100	GENERAL LABORER			18.00	1.00 Each (hourly)	U.S. Dollar		57.70	1,038.57
1.10.3	288.00	Ton	Scrap Trucking Cost		0.00	Detail	U.S. Dollar	75.00	21,600.00
Resource Code	**Description**			**Hours**	**Quantity UM**	**Currency**		**Unit Cost**	**Total Cost**
USTRUCKING	Trucking Sub				21,600.00 Each	U.S. Dollar		1.00	21,600.00
1.10.4	468.00	Cubic Yard	Remove Foundations To Subgrade		71.43	Detail	U.S. Dollar	46.89	21,943.93
1.10.4.1	468.00	Cubic Yard	Excavate / Remove Foundation - Various Depth		250.00	Detail	U.S. Dollar	22.32	10,444.01
Resource Code	**Description**			**Hours**	**Quantity UM**	**Currency**		**Unit Cost**	**Total Cost**
L060100	GENERAL LABORER			18.72	1.00 Each (hourly)	U.S. Dollar		57.70	1,080.11
L010101	OPERATOR			37.44	2.00 Each (hourly)	U.S. Dollar		81.48	3,050.57
*REXCAV06C	Excav 100K w/ Hammer			18.72	1.00 Each (hourly)	U.S. Dollar		186.84	3,497.64
*REXCAV06A	Excav 100K w/ Bucket & Grapple			18.72	1.00 Each (hourly)	U.S. Dollar		150.41	2,815.68

Notes: **********
10.5' X 10.5' X 3' Foundation
****

1.10.4.2	468.00	Cubic Yard	Concrete Transport Offsite		100.00	Detail	U.S. Dollar	24.57	11,499.92
Resource Code	**Description**			**Hours**	**Quantity UM**	**Currency**		**Unit Cost**	**Total Cost**

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CBS Position Code	Quantity	UM	Description	Hours	UM/Day	Cost Source	Currency	Unit Cost	Total Cost
RDUTRK06	CAT D350D, 18CY-24CY			46.80	1.00 Each (hourly)	U.S. Dollar		86.39	4,043.05
L080940	TEAMSTER			46.80	1.00 Each (hourly)	U.S. Dollar		78.04	3,652.05
L010101	OPERATOR			23.40	0.50 Each (hourly)	U.S. Dollar		81.48	1,906.61
RFELWH09	CAT 966F LOADER, 4.25CY			23.40	0.50 Each (hourly)	U.S. Dollar		81.12	1,898.21
1.11	4.00	Each	MET Tower Removal		1.42	Detail	U.S. Dollar	4,960.12	19,840.50
1.11.1	4.00	Each	Structure Demo		2.00	Detail	U.S. Dollar	3,200.67	12,802.69

Resource Code	Description	Hours	Quantity	UM	Currency	Unit Cost	Total Cost
*REXCAV06A	Excav 100K w/ Bucket & Grapple	20.00	1.00	Each (hourly)	U.S. Dollar	150.41	3,008.20
*REXCAV06E	Excav 100K w/ Shear	20.00	1.00	Each (hourly)	U.S. Dollar	211.37	4,227.40
L010101	OPERATOR	40.00	2.00	Each (hourly)	U.S. Dollar	81.48	3,259.16
L060100	GENERAL LABORER	40.00	2.00	Each (hourly)	U.S. Dollar	57.70	2,307.94

1.11.2	60.00	Cubic Yard	Remove Foundation		146.00	Detail	U.S. Dollar	60.54	3,632.56

Resource Code	Description	Hours	Quantity	UM	Currency	Unit Cost	Total Cost
L060100	GENERAL LABORER	8.22	2.00	Each (hourly)	U.S. Dollar	57.70	474.23
L010101	OPERATOR	12.33	3.00	Each (hourly)	U.S. Dollar	81.48	1,004.54
*REXCAV06C	Excav 100K w/ Hammer	8.22	2.00	Each (hourly)	U.S. Dollar	186.84	1,535.67
*REXCAV06A	Excav 100K w/ Bucket & Grapple	4.11	1.00	Each (hourly)	U.S. Dollar	150.41	618.12

1.11.3	60.00	Cubic Yard	Concrete Transport Offsite		146.67	Detail	U.S. Dollar	16.75	1,005.24

Resource Code	Description	Hours	Quantity	UM	Currency	Unit Cost	Total Cost
RDUTRK06	CAT D350D, 18CY-24CY	4.09	1.00	Each (hourly)	U.S. Dollar	86.39	353.41
L080940	TEAMSTER	4.09	1.00	Each (hourly)	U.S. Dollar	78.04	319.24
L010101	OPERATOR	2.05	0.50	Each (hourly)	U.S. Dollar	81.48	166.66
RFELWH09	CAT 966F LOADER, 4.25CY	2.05	0.50	Each (hourly)	U.S. Dollar	81.12	165.93

1.11.4	32.00	Ton	Scrap Trucking Cost		0.00	Detail	U.S. Dollar	75.00	2,400.00

Resource Code	Description	Hours	Quantity	UM	Currency	Unit Cost	Total Cost
USTRUCKING	Trucking Sub		2,400.00	Each	U.S. Dollar	1.00	2,400.00

1.12	1.00	Lump Sum	Site Restoration - Partial Site Seeding		0.01	Detail	U.S. Dollar	396,209.60	396,209.60
1.12.1	36.00	Each	Restore Turbine Locations		0.50	Detail	U.S. Dollar	5,065.58	182,360.85
1.12.1.1	72.00	Acre	Stockpiled Topsoil Placement at Turbine Locations		1.00	Detail	U.S. Dollar	1,532.79	110,360.85

Resource Code	Description	Hours	Quantity	UM	Currency	Unit Cost	Total Cost
L010101	OPERATOR	720.00	1.00	Each (hourly)	U.S. Dollar	81.48	58,664.85
RDOZER08	CAT D6N XL	720.00	1.00	Each (hourly)	U.S. Dollar	71.80	51,696.00

1.12.1.2	72.00	Acre	Re-Seed Turbine Locations		0.00	Detail	U.S. Dollar	1,000.00	72,000.00

Resource Code	Description	Hours	Quantity	UM	Currency	Unit Cost	Total Cost
USLANDSCAPE	Landscape Sub		72.00	Acre	U.S. Dollar	1,000.00	72,000.00

Notes: **********
Re-Seed 2 acres per turbine location
****

1.12.2	16.00	Mile	Road Removal		0.37	Detail	U.S. Dollar	13,365.55	213,848.75

Notes: **********
Assume topsoil removed during original construction
is available for restoration
****

1.12.2.1	16.00	Mile	Road Removal		2.00	Detail	U.S. Dollar	7,825.07	125,201.11

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CBS Position Code	Quantity	UM	Description	Cost Item UM/Day	Cost Source	Currency	Unit Cost	Total Cost

Resource Code	Description	Hours	Quantity	UM	Currency	Unit Cost	Total Cost
L010101	OPERATOR	320.00	4.00	Each (hourly)	U.S. Dollar	81.48	26,073.27
L060100	GENERAL LABORER	160.00	2.00	Each (hourly)	U.S. Dollar	57.70	9,231.74
L080940	TEAMSTER	320.00	4.00	Each (hourly)	U.S. Dollar	78.04	24,971.30
RDUTRK06	CAT D350D, 18CY-24CY	320.00	4.00	Each (hourly)	U.S. Dollar	86.39	27,644.80
RFELWH09	CAT 966F LOADER, 4.25CY	320.00	4.00	Each (hourly)	U.S. Dollar	81.12	25,958.40
*RDOZER08	CAT D6 LGP Dozer	160.00	2.00	Each (hourly)	U.S. Dollar	70.76	11,321.60

Notes: **********
Assume topsoil removed during original construction
is available for restoration
****

1.12.2.2	35.00 Acre	Stockpiled Topsoil Placement at Turbine Locations	1.00	Detail	U.S. Dollar	1,532.79	53,647.64

Resource Code	Description	Hours	Quantity	UM	Currency	Unit Cost	Total Cost
L010101	OPERATOR	350.00	1.00	Each (hourly)	U.S. Dollar	81.48	28,517.64
RDOZER08	CAT D6N XL	350.00	1.00	Each (hourly)	U.S. Dollar	71.80	25,130.00

1.12.2.3	35.00 Acre	Re-Seed Road Corridor	0.00	Detail	U.S. Dollar	1,000.00	35,000.00

Resource Code	Description	Hours	Quantity	UM	Currency	Unit Cost	Total Cost
USLANDSCAPE	Landscape Sub		35.00	Acre	U.S. Dollar	1,000.00	35,000.00

1.13	1.00 Lump Sum	Contractor Markups	0.00	Detail	U.S. Dollar	1,457,122.39	1,457,122.39
1.13.1	1.00 Lump Sum	Home Office, Project Management (5% Of Cost)	0.00	Detail	U.S. Dollar	390,649.45	390,649.45

Resource Code	Description	Hours	Quantity	UM	Currency	Unit Cost	Total Cost
USMARKUP5	5% Markup		7,812,989.00	Each	U.S. Dollar	0.05	390,649.45

1.13.2	1.00 Lump Sum	Contractor OH & Fee (13% Of Cost)	0.00	Detail	U.S. Dollar	1,066,472.94	1,066,472.94

Resource Code	Description	Hours	Quantity	UM	Currency	Unit Cost	Total Cost
USMARKUP	13% Markup		8,203,638.00	Each	U.S. Dollar	0.13	1,066,472.94

1.14	1.00 Lump Sum	ODOE Mandated Contingencies	0.00	Detail	U.S. Dollar	1,984,891.71	1,984,891.71
1.14.1	1.00 Lump Sum	20% Contingency on BESS	0.00	Detail	U.S. Dollar	38,168.40	38,168.40

Resource Code	Description	Hours	Quantity	UM	Currency	Unit Cost	Total Cost
UODCBESS	20% ODOE Mandated Contingency		190,842.00	Each	U.S. Dollar	0.20	38,168.40

1.14.2	1.00 Lump Sum	1% Performance Bond	0.00	Detail	U.S. Dollar	92,701.11	92,701.11

Resource Code	Description	Hours	Quantity	UM	Currency	Unit Cost	Total Cost
UODOE1	ODOE 1% Markup		9,270,111.00	Each	U.S. Dollar	0.01	92,701.11

1.14.3	1.00 Lump Sum	10% Administrative and Project Management	0.00	Detail	U.S. Dollar	927,011.10	927,011.10

Resource Code	Description	Hours	Quantity	UM	Currency	Unit Cost	Total Cost
UODOE2	ODOE 10% Markup		9,270,111.00	Each	U.S. Dollar	0.10	927,011.10

1.14.4	1.00 Lump Sum	10% Future Development Contingency	0.00	Detail	U.S. Dollar	927,011.10	927,011.10

Resource Code	Description	Hours	Quantity	UM	Currency	Unit Cost	Total Cost
UODOE2	ODOE 10% Markup		9,270,111.00	Each	U.S. Dollar	0.10	927,011.10

Report Total:	11,255,002.66

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CBS Position Code	Quantity	UM	Description	Cost Item UM/Day	Cost Source	Currency	Unit Cost	Total Cost
Category								**Total**
Labor								2,255,306.66
Rented Equipment								1,469,892.70
Supplies								2,869.20
Materials								107,100.00
Subcontract								5,432,742.39
ODCs								1,987,091.71

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Attachment 7. Wheatridge Renewable Energy Facility East and Northeast Opinion of Legal Counsel

WREFE

SQUIRE PATTON BOGGS

Squire Patton Boggs (US) LLP
200 South Biscayne Boulevard, Suite 4700
Miami, Florida 33131

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Squirepattonboggs.com

September 2, 2020

Ms. Sarah Esterson, Siting Analyst
Oregon Department of Energy
500 Capitol Street NE, 1st Floor
Salem, OR 97301

Re: Wheatridge East Wind, LLC

Dear Ms. Esterson:

This firm has acted as special counsel to Wheatridge East Wind, LLC, a Delaware limited liability company (the "Certificate Holder") in connection with the Site Certification for the Wheatridge Renewable Energy Facility East and the Certificate Holder's development, construction, operation and retirement of the wind farm located in Morrow and Umatilla Counties, Oregon (the "**Wheatridge Project**").

For purposes of the opinions expressed in this letter, we have examined a certified copy of the Certificate of Formation of Wheatridge East Wind, LLC, filed with the State of Delaware Secretary of State, Division of Corporations on August 20, 2020 (the "**COF**"), and a copy of the Limited Liability Company Agreement of Wheatridge East Wind, LLC, dated as of August 25, 2020 and made effective as of August 20, 2020, executed by Wheatridge Wind Holdings, LLC, as Sole Member (the "**LLC Agreement**", and together with the COF, the "**Documents**").

We have reviewed only the Documents and have made no other investigation or inquiry. Without limiting the generality of the foregoing, we have not examined or reviewed any document or instrument (other than the Documents), including, without limitation, any document or instrument referred to in the Documents. We have also relied, without additional investigation, upon the facts and representations set forth in the Documents.

In our examination of the Documents and in rendering the following opinion, in addition to the assumptions contained elsewhere in this letter, we have, with your consent, assumed without investigation (and we express no opinion regarding the following):

(a) that the Documents are valid and binding obligations of each party thereto, enforceable against such party in accordance with its respective terms;

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(b) We have assumed that the provisions of the LLC Agreement relating to the powers of, and authorization and execution of documents and agreements by the Certificate Holder would be enforced by Delaware law as written.

Based solely upon our examination and consideration of the Documents, and in reliance thereon, and in reliance upon the factual statements and representations contained in the Documents, and our consideration of such matters of law as we have considered necessary or appropriate for the expression of the opinion contained herein, and subject to the exceptions, limitations, qualifications and assumptions expressed herein, we are of the opinion that, subject to the Certificate Holder's meeting all of the requirements of any applicable federal, state and local laws (including all rules and regulations promulgated thereunder), the Certificate Holder has the legal authority to construct and operate the Wheatridge Project without violating the Documents.

The opinion expressed herein is limited solely to the scope of our opinion is based solely on the Limited Liability Company Act of the State of Delaware.

Please do not hesitate to contact me if you have any questions regarding this matter.

Very truly yours,

Squire Patton Boggs (US) LLP

SQUIRE PATTON BOGGS (US) LLP

WREFNE

SQUIRE PATTON BOGGS

Squire Patton Boggs (US) LLP
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Miami, Florida 33131

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squirepattonboggs.com

January 20, 2026

VIA EMAIL

Mr. Christopher Clark, Senior Siting Analyst
Oregon Department of Energy
500 Capitol Street NE, 1st Floor
Salem, OR 97301

Re: Wheatridge Northeast Wind, LLC

Dear Mr. Clark:

This firm has acted as special counsel to Wheatridge Northeast Wind, LLC, a Delaware limited liability company (the "Certificate Holder") in connection with the Site Certification for the Wheatridge Northeast Renewable Energy Facility and the Certificate Holder's development, construction, operation and retirement of the wind farm located in Morrow and Umatilla Counties, Oregon (the "**Wheatridge Northeast Project**").

For purposes of the opinions expressed in this letter, we have examined a certified copy of the Certificate of Formation of Wheatridge Northeast Wind, LLC, filed with the State of Delaware Secretary of State, Division of Corporations on September 15, 2023 (the "**COF**"), and a copy of the Limited Liability Company Agreement of Wheatridge Northeast Wind, LLC, dated as of October 2, 2023, and made effective as of September 15, 2023, executed by ESI Energy, LLC, as Sole Member (the "**LLC Agreement**", and together with the COF, the "**Documents**").

We have reviewed only the Documents and have made no other investigation or inquiry. Without limiting the generality of the foregoing, we have not examined or reviewed any document or instrument (other than the Documents), including, without limitation, any document or instrument referred to in the Documents. We have also relied, without additional investigation, upon the facts and representations set forth in the Documents.

In our examination of the Documents and in rendering the following opinion, in addition to the assumptions contained elsewhere in this letter, we have, with your consent, assumed without investigation (and we express no opinion regarding the following):

(a) that the Documents are valid and binding obligations of each party thereto, enforceable against such party in accordance with its respective terms; and

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(b) We have assumed that the provisions of the LLC Agreement relating to the powers of, and authorization and execution of documents and agreements by the Certificate Holder would be enforced by Delaware law as written.

Based solely upon our examination and consideration of the Documents, and in reliance thereon, and in reliance upon the factual statements and representations contained in the Documents, and our consideration of such matters of law as we have considered necessary or appropriate for the expression of the opinion contained herein, and subject to the exceptions, limitations, qualifications and assumptions expressed herein, we are of the opinion that, subject to the Certificate Holder meeting all of the requirements of any applicable federal, state and local laws (including all rules and regulations promulgated thereunder), the Certificate Holder has the legal authority to construct and operate the Wheatridge Northeast Project without violating the Documents.

The opinion expressed herein is based, as to matters of law, solely on the applicable provisions of the Limited Liability Company Act of the State of Delaware, as currently in effect.

Please do not hesitate to contact me if you have any questions regarding this matter.

Very truly yours,

Squire Patton Boggs (US) LLP

SQUIRE PATTON BOGGS (US) LLP

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Attachment 8. Wheatridge Renewable Energy Facility East and Northeast Letter from Financial Institution and Prequalification Letter

WREFE

LETTER OF CREDIT COMMITMENT LETTER

Oregon Department of Energy
550 Capitol St. NE, 1st Floor
Salem, Oregon 97301-3737

September 12, 2023

Attention: Todd R. Cornett, Assistant Director, Siting Division

Dear Mr. Cornett:

NextEra Energy Resources, LLC ("**NextEra**"), the parent company of Wheatridge East Wind, LLC **("Wheatridge")**, is submitting a Request for Amendment 1 to the Wheatridge Renewable Energy Facility East, Energy Facility Siting Council of Oregon Site Certificate that requires evidence that Wheatridge can restore the site to a useful non-hazardous condition. The Bank of Nova Scotia (the "**Bank**") will issue an irrevocable standby letter of credit (the "**Letter of Credit**") for the Project in a form reasonably acceptable to you up to a maximum amount of Twenty Seven Million Nine Hundred Thousand Nine Eighty Six Dollars dollars ($27,900,986.00) should it be required.

The Bank's commitment hereunder is subject to credit availability, the non-occurrence of a material adverse change affecting general market conditions or the NextEra's financial condition, regular review and acceptance of the terms and conditions of the final contract and required letter of credit, due diligence and approval by the Bank.

The Bank shall not be under any obligation to issue any Letter of Credit if any order, judgment or decree of any governmental authority or arbitrator shall by its terms purport to enjoin or restrain the Bank from issuing the Letter of Credit, or any law or regulation applicable to the Bank or any request or directive (whether or not having the force of law) from any governmental authority with jurisdiction over the Bank shall prohibit, or request that the Bank refrain from, the issuance of letters of credit generally or the Letter of Credit in particular or shall impose upon the Bank with respect to the Letter of Credit any restriction, reserve or capital requirement (for which the Bank is not otherwise compensated) not in effect on the closing date, or shall impose upon the Bank any unreimbursed loss, cost or expense which was not applicable on the closing date and which the Bank in good faith deems material to it.

For the avoidance of doubt, this letter is not (and is not intended to be) a binding commitment to extend credit, provide or arrange all or any part of the debt financing, or provide any financing or services, but rather an expression of genuine interest and support in this matter based on the information provided to us; it being understood that any offer ultimately made by the Bank will be subject to the conditions referred to above and shall be evidenced only by the execution and delivery of, and shall be subject to the terms and conditions of, the definitive credit documentation referred to above.

The Bank's commitment hereunder will terminate on September 12, 2024.

Furthermore, any arrangement for the final letter of credit is a matter between NextEra and the Bank and we assume no liability to third parties or you if, for any reason, we do no execute said letter of credit.

[Remainder of page intentionally left blank]

Yours truly,
The Bank of Nova Scotia

By: 
Print: David Dewar
Title: Director

WREFNE

TRAVELERS

February 2, 2026

Oregon Department of Energy
Energy Siting Division
550 Capital St. NE Salem, OR 97301

Re: Confirmation of $11,000,000 Bond for Wheatridge Northeast Renewable Energy Facility (WREFNE)

To Whom it may Concern,

As described in the Request for Amendment 2 for the Wheatridge Renewable Energy Facility East (WREFE) Site Certificate, Wheatridge Northeast Renewable Energy Facility (WREFNE), Wheatridge Northeast Wind, LLC is a wholly- owned indirect subsidiary of NextEra Energy Resources, LLC.

It has been the privilege of Travelers Casualty and Surety Company of America and its affiliates ("Travelers")[1] to provide surety bonds for Wheatridge Northeast Wind, LLC and its affiliates for over 10 years. During that time they have built and we have bonded projects in the $100,000,000 range for a wide variety of owners.

It is our opinion that Wheatridge Northeast Wind, LLC is qualified to perform the above captioned project, which we understand has an estimated value of approximately $11,000,000. At their request we will give favorable consideration to providing the required performance and payment bonds.

Please note that the decision to issue performance and payment bonds is a matter between Wheatridge Northeast Wind, LLC and Travelers, and will be subject to our standard underwriting at the time of the final bond request, which will include but not be limited to the acceptability of the contract documents, bond forms and financing. We assume no liability to third parties or to you if for any reason we do not execute said bonds.

If you have any questions or need any additional information, please do not hesitate to contact me.

Sincerely,
TRAVELERS CASUALTY AND SURETY COMPANY OF AMERICA

Maranda Greenwalt, Power-of-Attorney
Senior Client Manager

TRAVELERS CASUALTY AND SURETY COMPANY OF AMERICA SEAL

[1] Travelers Casualty and Surety Company of America is an A++ (Superior) A.M. Best rated insurance company (Financial Size Category XV ($2 billion or more)). Rating is current as of July 20, 2023.

TRAVELERS

Travelers Casualty and Surety Company of America
Travelers Casualty and Surety Company
St. Paul Fire and Marine Insurance Company

POWER OF ATTORNEY

Travelers Casualty and Surety Company of America, Travelers Casualty and Surety Company, and St. Paul Fire and Marine Insurance Company are corporations duly organized under the laws of the State of Connecticut (herein collectively called the "Companies"), and the Companies do hereby make, constitute and appoint **Maranda Greenwalt** of **CHICAGO**, **Illinois**, their true and lawful Attorney(s)-in-Fact to sign, execute, seal and acknowledge any and all bonds, recognizances, conditional undertakings and other writings obligatory in the nature thereof on behalf of the Companies in their business of guaranteeing the fidelity of persons, guaranteeing the performance of contracts and executing or guaranteeing bonds and undertakings required or permitted in any actions or proceedings allowed by law.

IN WITNESS WHEREOF, the Companies have caused this instrument to be signed, and their corporate seals to be hereto affixed, this **16th** day of **February**, **2024**.

SEAL SEAL SEAL

State of Connecticut

By: _____
Bryce Grissom, Senior Vice President

City of Hartford ss.

On this the **16th** day of **February**, **2024**, before me personally appeared **Bryce Grissom**, who acknowledged himself to be the Senior Vice President of each of the Companies, and that he, as such, being authorized so to do, executed the foregoing instrument for the purposes therein contained by signing on behalf of said Companies by himself as a duly authorized officer.

IN WITNESS WHEREOF, I hereunto set my hand and official seal.

My Commission expires the **30th** day of **June**, **2026**

ANNA P NOWIK NOTARY PUBLIC CONNECTICUT

_____
Anna P. Nowik, Notary Public

This Power of Attorney is granted under and by the authority of the following resolutions adopted by the Boards of Directors of each of the Companies, which resolutions are now in full force and effect, reading as follows:

RESOLVED, that the Chairman, the President, any Vice Chairman, any Executive Vice President, any Senior Vice President, any Vice President, any Second Vice President, the Treasurer, any Assistant Treasurer, the Corporate Secretary or any Assistant Secretary may appoint Attorneys-in-Fact and Agents to act for and on behalf of the Company and may give such appointee such authority as his or her certificate of authority may prescribe to sign with the Company's name and seal with the Company's seal bonds, recognizances, contracts of indemnity, and other writings obligatory in the nature of a bond, recognizance, or conditional undertaking, and any of said officers or the Board of Directors at any time may remove any such appointee and revoke the power given him or her; and it is

FURTHER RESOLVED, that the Chairman, the President, any Vice Chairman, any Executive Vice President, any Senior Vice President or any Vice President may delegate all or any part of the foregoing authority to one or more officers or employees of this Company, provided that each such delegation is in writing and a copy thereof is filed in the office of the Secretary; and it is

FURTHER RESOLVED, that any bond, recognizance, contract of indemnity, or writing obligatory in the nature of a bond, recognizance, or conditional undertaking shall be valid and binding upon the Company when (a) signed by the President, any Vice Chairman, any Executive Vice President, any Senior Vice President or any Vice President, any Second Vice President, the Treasurer, any Assistant Treasurer, the Corporate Secretary or any Assistant Secretary and duly attested and sealed with the Company's seal by a Secretary or Assistant Secretary; or (b) duly executed (under seal, if required) by one or more Attorneys-in-Fact and Agents pursuant to the power prescribed in his or her certificate or their certificates of authority or by one or more Company officers pursuant to a written delegation of authority; and it is

FURTHER RESOLVED, that the signature of each of the following officers: President, any Executive Vice President, any Senior Vice President, any Vice President, any Assistant Vice President, any Secretary, any Assistant Secretary, and the seal of the Company may be affixed by facsimile to any Power of Attorney or to any certificate relating thereto appointing Resident Vice Presidents, Resident Assistant Secretaries or Attorneys-in-Fact for purposes only of executing and attesting bonds and undertakings and other writings obligatory in the nature thereof, and any such Power of Attorney or certificate bearing such facsimile signature or facsimile seal shall be valid and binding upon the Company and any such power so executed and certified by such facsimile signature and facsimile seal shall be valid and binding on the Company in the future with respect to any bond or understanding to which it is attached.

I, **Kevin E. Hughes**, the undersigned, Assistant Secretary of each of the Companies, do hereby certify that the above and foregoing is a true and correct copy of the Power of Attorney executed by said Companies, which remains in full force and effect.

Dated this **2nd** day of **February**, **2026**.

SEAL SEAL SEAL

_____
Kevin E. Hughes, Assistant Secretary

To verify the authenticity of this Power of Attorney, please call us at 1-800-421-3880.
Please refer to the above-named Attorney(s)-in-Fact and the details of the bond to which this Power of Attorney is attached.

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Attachment 9. Wheatridge Renewable Energy Facility Northeast Mitigation Plans

DRAFT Habitat Mitigation Plan

Wheatridge Renewable Energy Facility Northeast

Draft Habitat Mitigation Plan

Prepared for
Wheatridge Northeast Wind, LLC

Prepared by

TETRA TECH

Q1 2026

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Figure 2. Habitat Mitigation Plan - Full 2100-Acre Parcel

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Appendix A. Wildlife Observed at the Project

Appendix B. Annual Monitoring Report Outline

1.0 Introduction

The Wheatridge Renewable Energy Facility East (Facility) is an approved wind energy generation facility with the capacity to generate up to 300 megawatts (MW). As approved, the Facility has up to 107 wind turbines with associated supporting facilities, and is located within an approved Site Boundary of approximately 78,985 acres across Morrow and Umatilla counties, Oregon.

The northeastern portion of the approved Facility (located in both Umatilla and Morrow counties) has yet to begin construction, and the Certificate Holder proposes to split this area from the remainder of the Facility currently under construction. Request for Amendment 2 (RFA 2) seeks to divide the Facility into two separate facilities within the approved Site Boundary.

1. **Wheatridge Renewable Energy Facility East (WREFE)** – Wind energy facility in Morrow County including 71 wind turbines and related or supporting facilities, with a total generating capacity up to 200 MW. The Certificate Holder and Certificate Holder Owner will remain the same.
2. **Wheatridge Renewable Energy Facility Northeast (WREFNE)** – Wind energy facility in Morrow and Umatilla counties including 36 wind turbines and related or supporting facilities, with a total generating capacity up to 100 MW. The Certificate Holder will be changed to Wheatridge Northeast Wind, LLC. NextEra Energy Resources will remain the Certificate Holder Owner.

Once the amendment process is complete, each facility will be a stand-alone Facility but may share related or supporting facilities with one another similar to other projects approved by the Energy Facility Siting Council (EFSC). This includes splitting the Site Boundary and micrositing corridors. This Habitat Mitigation Plan (HMP) has been prepared for WREFNE, to support the Facility's RFA 2.

This Draft HMP provides a path forward for meeting the habitat mitigation needs of the WREFNE portion of the Facility. The Certificate Holder has conducted habitat categorization surveys and other biological studies that inform habitat categorization in accordance with the Oregon Department of Fish and Wildlife's (ODFW) Fish and Wildlife Habitat Mitigation Policy, Oregon Administrative Rules (OAR) 635-415-0000 through 0025. The Certificate Holder has also identified potential mitigation opportunities and potential habitat enhancement actions.

The Certificate Holder's goal is to preserve and maintain in-kind habitat in the Columbia Basin Ecoregion to achieve a net benefit to Category 2 habitat, and no net loss of Categories 3 and 4 through the measures described in this Draft HMP. The proposed concepts were discussed with personnel from the ODFW on August 20, 2012 and on July 11, 2014. The February 2020 version of this document was approved at the March 13, 2020 meeting, through request by the Certificate Holder to amend the previously finalized HMP for the Wheatridge Wind Energy Facility. The January 2024 version was updated to accompany Request for Amendment (RFA 1). This 2026 version was updated to accompany RFA 2, as described above. The actual acres of temporary and

permanent impacts and the associated mitigation requirements will be determined based on the final design and included in a final HMP prior to construction.

2.0 Habitat Categories and Habitat Types

In compliance with Condition PRE-FW-01, a pre-construction habitat survey was conducted to verify habitat subtypes and habitat categories of all areas to be affected by the Facility. The ODFW Fish and Wildlife Habitat Mitigation Policy provides a framework to categorize habitats based on type, quality, availability, and usefulness/importance to wildlife, and establishes mitigation goals and implementation standards for each. Table 1 defines each of the six habitat category types as presented in the ODFW Habitat Mitigation Policy.

Table 1. Habitat Categorization Types

Category Type	Definition[1]	Mitigation Goal
1	Irreplaceable, essential habitat for a fish or wildlife species, population, or a unique assemblage of species and is limited on either a physiographic province or site-specific basis, depending on the individual species, population or unique assemblage.	The mitigation goal for Category 1 habitat is no loss of either habitat quantity or quality.
2	Essential habitat for a fish or wildlife species, population, or unique assemblage of species and is limited either on a physiographic province or site-specific basis depending on the individual species, population or unique assemblage.	The mitigation goal if impacts are unavoidable is no net loss of either habitat quantity or quality and to provide a net benefit of habitat quantity or quality.
3	Essential habitat for fish and wildlife, or important habitat for fish and wildlife that is limited either on a physiographic province or site-specific basis, depending on the individual species or population.	The mitigation goal is no net loss of either habitat quantity or quality.
4	Important habitat for fish and wildlife species.	The mitigation goal is no net loss of either habitat quantity or quality.
5	Habitat for fish and wildlife having high potential to become either essential or important habitat.	The mitigation goal, if impacts are unavoidable, is to provide a net benefit in habitat quantity or quality.
6	Habitat that has low potential to become essential or important habitat for fish and wildlife.	The mitigation goal is to minimize impacts.
1. Source: OAR 635-415-0025.		

3.0 Temporary and Permanent Impacts

Impacts may be permanent or temporary. Permanent impacts are defined as those impacts that will exist for the life of the Facility. Temporary impacts are those impacts that will last for a time less than the life of the Facility. The duration of temporary impacts to habitat will vary by habitat subtype. For example, the recovery period for agricultural areas that were temporarily disturbed could be as short as 1 to 3 years, grasslands generally recover within 3 to 7 years, and shrublands may require 10 to 50 years to recover (with the longer recovery periods associated with disturbances in mature sagebrush [*Artemisia* sp.] habitats). The Certificate Holder will restore temporary impacts consistent with the Revegetation Plan.

As described in Exhibit P, Category 1 habitat includes habitat within 785 feet of documented Washington ground squirrel (*Urocitellus washingtoni*; WAGS) colonies. Category 1 habitat occurs within the WREFNE portion of the Site Boundary, but the Facility is designed and microsited to avoid Category 1 habitat. Therefore, there are no impacts to Category 1 habitat. Category 2 habitat occurs in the WREFNE Site Boundary and will be impacted by the Facility. Category 2 habitat is associated with ODFW Mule Deer Winter Range (ODFW 2013), areas of potential WAGS use, areas of high quality sagebrush shrub-steppe, and streams with resident and migratory native fish. Areas of potential WAGS use are adjacent to and within 4,921 feet (1.5 kilometers [km]) of WAGS colonies, excluding the 785-feet of Category 1 habitat. Areas of potential WAGS use are not occupied by any squirrels either for burrowing or foraging, but contain similar habitat type and quality as the adjacent WAGS Category 1 habitat. Category 3, 4, and 6 habitat will also be impacted by the Facility, while Category 5 habitat is not identified in the WREFNE Site Boundary. Table 2 shows the acres of permanent and temporary impacts in each habitat category by habitat subtype for the Facility.

Table 2. Temporary and Permanent Impacts by Habitat Category and Habitat Subtype

Habitat Category	Habitat Type-Subtype	Impact (acres)	
		Perm.	Temp.
2	Grassland-Exotic Annual	6.4	76.5
	Grassland-Native Perennial	4.7	71.0
	Shrub-steppe-Rabbitbrush/Snakeweed	<0.1	6.1
	Riparian Forest and Natural Shrubland Complexes-Eastside (Interior) Riparian	<0.1	<0.1
	Open Water – Lakes, Rivers, Streams-Intermittent or Ephemeral Streams	<0.1	0.1
	Wetlands – Riverine	<0.1	0.2
Total		**11.1**	**153.8**
3	Grassland-Native Perennial	0.3	5.6
	Shrub-steppe-Basin Big Sagebrush	0.5	5.1
Total		**0.8**	**10.7**
4	Grassland-Exotic Annual	5.7	44.3

Habitat Category	Habitat Type-Subtype	Impact (acres)	
		Perm.	Temp.
	Shrub-steppe-Rabbitbrush/Snakeweed	-	0.1
	Open Water – Lakes, Rivers, Streams-Intermittent or Ephemeral Streams	<0.1	<0.1
Total		**5.7**	**44.5**
6	Developed-Dryland Wheat	14.4	60.6
	Developed-Irrigated Agriculture	<0.1	0.9
	Developed-Other	<0.1	11.2
Total		**14.5**	**72.7**
Grand Total		**32.0**	**281.7**

Note: Totals in this table may not sum correctly due to rounding; "-" means no impact while <0.1 means greater than zero but less than 0.05 acres impact. Impacts are based on the Facility layout and habitat mapping as of January 2024.

4.0 Methods for Calculating Mitigation

Table 3 shows the methods for calculating mitigation for permanent impacts. Table 4 shows the methods for calculating mitigation for temporary impacts, including the results of slight departures in methods from the February 2020 version of this document based on subsequent coordination with ODFW and the Oregon Department of Energy (ODOE) during pre-construction compliance for the adjacent Wheatridge Renewable Energy Facility I and Wheatridge Renewable Energy Facility II. The Certificate Holder is not proposing compensatory mitigation under the ODFW Fish and Wildlife Habitat Mitigation Policy for impacts to Category 6 habitat.

Table 3. Calculating Mitigation for Permanent Impacts

Habitat Category	Impact Acres	Mitigation Ratio[1]	Mitigation Need	Mitigation Description
Category 2	11.1	2:1	22.2	The mitigation goal for Category 2 habitat is "no net loss" and "net benefit." Accordingly, mitigation for permanent impacts on Category 2 habitat needs to demonstrate a net benefit in quality or quantity.
Category 3 and Category 4	6.5	1:1	6.5	The mitigation goal for Category 3 & 4 habitat is "no net loss" in quantity or quality.
Category 6	14.5	0:1	0	The mitigation goal for impacts on Category 6 habitat is minimization; no compensatory mitigation proposed.
Grand Total	32.0	--	28.7	--

1. Acres mitigation per acres impacted.

Note: Totals in this table may not sum correctly due to rounding.

Table 4. Calculating Mitigation for Temporary Impacts

Habitat Category	Habitat Subtype	Impact Acres	Mitigation Ratio[1]	Mitigation Needs	Mitigation Description
Category 2	Grassland-Exotic Annual, Grassland-Native Perennial, Open Water – Lakes, Rivers, Streams – Intermittent or Ephemeral Streams, Riparian Forest and Natural Shrubland Complexes – Eastside (Interior) Riparian, Wetlands – Riverine Wetlands	147.7	0:1	0.0	The mitigation goal for Category 2 habitat is "no net loss" and "net benefit." Accordingly, mitigation for temporary impacts on Category 2 habitat needs to demonstrate a net benefit in quality or quantity. Mitigation would be an equal or greater amount of acreage than what is impacted by the Facility for areas with longer recovery periods (i.e., shrub-steppe). All areas of temporary disturbance would be restored at the site of impact. The proposed mitigation ratio would meet the "net benefit" requirement and would account for the temporary loss of habitat function during restoration.
	Shrub-steppe Rabbitbrush/Snakeweed	6.1	1:1	6.1	
Category 3	Grassland – Native Perennial	5.6	0:1	0	The mitigation goal for Category 3 and 4 habitat is "no net loss" in quantity or quality. The proposed mitigation ratio would result in a lesser amount of acreage of mitigation than what is impacted by the Facility. Combined with restoration of temporary disturbances,
	Shrub-Steppe Basin Big Sagebrush	5.1	1:1	5.1	
Category 4	Grassland – Exotic Annual, Open Water - Lakes, Rivers, Streams – Intermittent or Ephemeral Streams	44.3	0:1	0	

Habitat Category	Habitat Subtype	Impact Acres	Mitigation Ratio[1]	Mitigation Needs	Mitigation Description
	Shrub-steppe Rabbitbrush/Snakeweed	0.1	0.5:1	0.07	the proposed mitigation ratio is intended to account for the temporary loss of habitat functionality and meet the "no net loss" goal. Temporary disturbances to Category 3 and Category 4 Grasslands are not mitigated beyond restoration.
Category 6	Developed-Dryland Wheat, Developed - Irrigated Agriculture, Developed-Other	72.7	0:1	0	The mitigation goal for Category 6 habitat is minimization; no compensatory mitigation is proposed.
Grand Total	**–**	**281.7**	**–**	**11.3**	

1. Mitigation ratios adapted from the February 2020 HMP Wheatridge Wind Energy Project Habitat Mitigation Plan, available here: https://www.oregon.gov/energy/facilities-safety/facilities/Facilities%20library/2021-03-13-WRW-Amended-HMP.pdf

As proposed in RFA 2, Facility impacts would result in the need for WREFNE mitigation to include 28.7 acres of mitigation for permanent impacts and 11.3 acres of mitigation for temporary impacts, or approximately 40 acres total mitigation. As described above, the actual acres of temporary and permanent impacts and the associated mitigation requirements will be determined based on the final design and included in a final HMP prior to construction.

Prior to construction, the Certificate Holder shall provide an estimate, in tabular format, of the acres of temporary and permanent impacts shown in Table 2 with the mitigation ratios shown in Table 3 and Table 4 to provide an updated estimate of mitigation requirements.

As a commitment to ensuring no loss of habitat quality for temporary disturbances to wildlife habitat, the Certificate Holder may provide additional compensatory habitat mitigation for temporary disturbances to Grassland-Native Perennial habitat and other habitats with intact native plant communities that do not recover within five years of disturbance. Grassland habitats are typically assumed to be able to recover within five years of disturbance. Therefore, the Certificate Holder will work with ODFW to develop and implement an adaptive management plan to address mitigation shortfalls in areas where revegetation does not meet success criteria within five years. However, the Certificate Holder is hopeful that with appropriate oversight of revegetation contractors, the restoration of habitats will be successful within the five-year period and no adaptive management or additional mitigation would be required.

5.0 Habitat Mitigation Area

The Habitat Mitigation Area (HMA) is the area where the Certificate Holder is proposing to perform enhancement and preservation actions that are in addition to the revegetation of areas of temporary disturbance associated with the Facility. The HMA must be large enough and have the characteristics to meet the standards set in OAR 635-415-0025.

According to ODFW standards, areas appropriate for mitigation of Category 2 and Category 3 habitat impacts must provide "in-kind" mitigation which creates similar structure and function to that being disturbed and also be "in-proximity" to the Facility and have potential for habitat enhancement. The Certificate Holder identified privately-owned land that contains native and revegetated uplands of interest and importance for conservation. The Certificate Holder also looked for land that is within designated mule deer winter range. The Certificate Holder identified up to 79.6 acres that are available as mitigation for WREFNE, where the HMA will be located (Figure 1). The Certificate Holder has a previously executed conservation easement for 460 acres, of which 380 acres has been accounted for across four different HMAs (Figure 1). Therefore, the Certificate Holder has approximately 80 acres remaining in the executed conservation easement to use as an HMA to fulfill other mitigation requirements in part or whole.

5.1 Habitat Assessment and Mitigation Accounting

The Certificate Holder has identified approximately 80 acres of suitable in-kind and in-proximity habitat that is available for mitigation for WREFNE impacts on 2,100 acres of private land (see Table 5; i.e., within the Olex Property Boundary depicted in Figure 1) along Rock Creek in Gilliam County within which they will establish an HMA for this Facility, alongside HMAs established for the Wheatridge Renewable Energy Facility I, II, and III projects, and WREFE of the Facility (Figure 1). The entire 2,100 acres are within Category 2 mule deer winter range. The primary habitat subtypes within the available 79.6 acres consist primarily of Category 2 Native Perennial Grassland and Shrub-steppe Mosaic. The total number of acres to be set aside in the HMA will be determined and updated prior to construction when the layout and mitigation needs are finalized.

Table 5. Habitat Category and Habitat Subtypes within the HMA

Habitat Category	Habitat Subtype	Area (Acres)
2	Native Perennial Grassland and Shrub-steppe Mosaic	77.1
	Old Field	2.5
	Developed	0.1
	TOTAL	79.6

Wildlife species usage of the approximately 2,100-acre property in which the HMA lies has been recorded for the past 11 years and is similar to what has been recorded during surveys of the Facility. There are 152 bird species recorded from the property containing the HMA. This includes

special status nesting bird species such as grasshopper sparrow. Several species of raptors, including golden eagle and ferruginous hawk, have been documented hunting on the property containing the HMA and some species nest onsite or in the general area. Mule deer and occasionally elk are observed wintering in the HMA and nearby. Appendix A includes a list of wildlife species observed at the property. Wind-blown ridges and south-facing slopes provide for early green-up big game forage. Other long-term conserved habitat (approximately 324 acres) consisting of Native Perennial Grassland and Shrub-steppe Mosaic, cliffs and escarpments along canyons is nearby (Figure 2). The property supports documented WAGS use areas and habitat. With the addition of this HMA, a larger more contiguous tract of preserved habitat will be available for wildlife that provides important functionality and connectivity along Rock Creek in the Columbia Plateau.

5.2 Habitat Enhancement Actions

Habitat designated for mitigation will be conserved and uplifted for the life of the Facility. Final detailed enhancement actions and monitoring procedures will be designed in consultation with the ODFW and biologists familiar with the HMA. Besides such legal protection to ensure no development, potential enhancement actions for the HMA include the following.

- Grazing practices compatible with conservation. Wildlife habitat values have priority and livestock grazing will be reduced or restricted from the HMA to ensure that habitat is maximally useful to wildlife, livestock grazing can be used as a wildlife habitat enhancement tool.
- The Certificate Holder will work with the landowner to monitor and control or eradicate any State or County-designated noxious weeds impacting wildlife habitat quality. A Weed Plan will be prepared.
- Seeding and planting with native plants—sagebrush and bunch grasses—will occur in reasonable proportion to the acres of functional sagebrush and native grassland habitats lost through Facility construction. Sagebrush seeding and/or planting will provide future cover and browse for wintering mule deer. Specific details for amount and extent to be determined after final Facility impacts are known. Native grassland plugs and young shrubs can be planted in sensitive areas where seeding is not appropriate.
- A plan for fire response and control will be in place and applied to the HMA, similar to the fire response planning that has been conducted for the adjacent HMAs associated with the Wheatridge Renewable Energy Facility I, II, and III projects and WREFE of the Facility. Fire planning primarily consists of providing a map of strategic access routes to the HMA and contact information to the North/South Gilliam County Rural Fire Protection District and checking with the District for any updated information annually before the fire season.
- Boundary fence repair and replacement. Where the HMA adjoins other private land or public roads, the fenceline will be repaired to be functional as needed (e.g., where burned in 2008 and not repaired or replaced) to deter people and cattle from entering the HMA.

- Habitat protection will involve restricting any uses of the mitigation area that would be inconsistent with the goals of no net loss of habitats in Categories 2, 3, and 4 and a net benefit to Category 2 habitat quantity or quality.

Enhancement activities will be performed on an appropriate portion of the HMA to meet the required mitigation goals.

5.3 HMA Monitoring

The Certificate Holder will hire a qualified, independent investigator (wildlife biologist, botanist, or revegetation specialist) to conduct monitoring at the HMA and the success of its protection and (within applicable acres) enhancements. Monitoring duration is for the life of the Facility, with annual monitoring occurring over the first 5 years. After Year 5, a long-term monitoring plan will be developed in consultation with ODOE and ODFW. At a minimum, annual monitoring for the first five years will include assessments of:

- Description of the amount and quality of vegetation at the HMA.
- Description of the year-to-date climate data;
- Description of any grazing that has occurred since the previous monitoring;
- Success of weed control measures;
- Degree of recovery of native grasses and forbs following disturbances such as habitat enhancement actions, fire, or erosion;
- Success of sagebrush plantings, if applicable;
- Documentation of removal of any problematic barbed wire fence;
- Wildlife observed and notes on special status species (wildlife and plants) encountered during routine monitoring; and
- Observations of wintering mule deer will be recorded as observed from a distance (so disturbance is kept at a minimum).

Methods and results of monitoring will be reported to ODOE and ODFW, along with a report of the mitigation/enhancement measures undertaken since the last monitoring report. An annual monitoring report outline is included as Appendix B. This outline is subject to change based on actual impacts and mitigation.

5.4 HMA Success Criteria

The goal of the habitat mitigation described herein is to protect and enhance a sufficient quantity of habitat to meet ODFW standards of no net loss of habitat Category 3 and Category 4 and a net benefit of habitat quantity and quality of Category 2. Habitat protection alone—apart from enhancement—is not sufficient to meet the net-benefit criterion for Category 2 habitat. The entire HMA is within Category 2 mule deer winter range, so modifying the category through habitat enhancement actions is not possible. However, habitat enhancement actions will be implemented,

and progress can be monitored against baseline conditions to determine success. Table 6 shows the success criteria for the habitat enhancement actions proposed in Section 5.2.

Table 6. HMA Success Criteria

Habitat Enhancement Action	Success Criteria
Grazing practices compatible with conservation	The Easement terms state that grazing, nature study, and other land uses are permitted provided that conservation and wildlife habitat values and wildlife use shall take precedence and priority where such uses are or may be deemed incompatible. Under the current ownership, no livestock grazing is expected. If grazing is used in the future, monitoring of shrub recruitment and recruitment of other desirable shrub-steppe species can occur through photo point monitoring and qualitative observations.
Weed control	Control of noxious weeds at the HMA. Photo point monitoring will show that known sites of noxious weeds are not expanding or have been reduced or eliminated. Chemical control is the most likely method to be used; however, mechanical control methods may also be used depending on site-specific conditions.
Planting of sagebrush.	Successful establishment of sagebrush on an appropriate acreage to be determined prior to construction. Photo point and transect monitoring will show successful shrub establishment where planted. Plantings will generally be considered successful if shrub density is equal to or greater than 40 percent of the planting density after 4 years.
Fire response plan	Prepare a Plan for HMA Management use and deliver a map of suggested access routes to the HMA and other priority areas and provide HMA manager/landowner contact information to the North/South Gilliam County Rural Fire Protection District.
Modification of winter human activities	Minimize human disturbance on the HMA from December 1 to March 31. Schedule routine ranch activities to be performed during other times of the year. There are no public roads or access points in or adjacent to the HMA. Ensure that signage where public roads intersect with access points to the property within which the HMA is located are clearly marked as private property with no trespassing.
Removal of problematic barbed wire fences	Removal and disposal of problematic barbed wire fencing will be deemed successful through photographic documentation.

6.0 Implementation Schedule

As required by condition PRE-FW-04(e), Table 7 includes a schedule for implementation of all mitigation actions, including those covered in other pre-construction compliance plans.

Table 7. Mitigation Implementation Schedule

Mitigation Action	Schedule	Associated Plan
Restoration and revegetation of temporary construction-related impacts at the Facility.	As soon as possible following construction. Late fall seeding, just before the soil freezes, is typical when seeding grasses in the Columbia basin shrub-steppe ecoregion. Seeding can occur through early spring.	Revegetation Plan
Monitoring revegetation success at the Facility.	Annually for the first 5 years. Annual monitoring is anticipated to occur in the fall, with the annual monitoring report being provided the following spring. The Certificate Holder will consult with ODOE and ODFW to design a long-term monitoring schedule.	Revegetation Plan
Monitoring weed control in the Facility revegetation areas.	Annually for the first five years. Early detection is paramount for successful weed control. Therefore, monitoring may occur earlier in the growing season and again during revegetation monitoring. Reporting on noxious weeds will be included in the revegetation annual monitoring report. The Certificate Holder will consult with ODOE and ODFW to design a long-term monitoring schedule.	Noxious Weed Control Plan
Securing the conservation easement establishing the HMA, where not already established.	Prior to commencing construction.	Habitat Mitigation Plan
Performing habitat enhancement actions at the HMA.	Concurrently with construction.	Habitat Mitigation Plan

Wheatridge Renewable Energy Facility Northeast

Figure 2
Habitat Mitigation Plan - Full 2100 Acre Parcel

MORROW, UMATILLA AND
GILLIAM COUNTIES, OR

- Proposed Site Boundary
- Proposed Wind Micrositing Corridor
- Analysis Area (0.5-mile Buffer)
- Olex Property Boundary
- Interstate Highway
- US Highway
- State Highway
- County Highway
- City/Town
- ODFW Deer Winter Range (Category 2 Habitat)

TETRA TECH

NEXTera ENERGY RESOURCES

Reference Map



14
74
Arlington
Cecil
Morrow County
Umatilla County
84
30
Stanfield
395
578
Olex
Ione
207
Gilliam County
Morrow County
Lexington
735
19
813
602
Heppner
206

1:225,000

WGS 1984 UTM Zone 11N

0 2 4 8 12 16 Miles

NOT FOR CONSTRUCTION

\\cess706gisfs1\CES\Projects\PDX\NextEra\Wheatridge_EastMaps___RFA2\NextEra_WheatridgeEast_HabitatMitigationPlan_20250114.aprx

Mitigation Action	Schedule	Associated Plan
Monitoring habitat enhancement actions at the HMA.	Annually for the first 5 years. Annual monitoring is anticipated to occur in the fall, with the annual monitoring report being provided the following spring. Then the Certificate Holder will consult with ODOE and ODFW to design a long-term monitoring schedule.	Habitat Mitigation Plan

7.0 Amendment of the HMP

The final HMP may be amended from time to time by agreement of the Certificate Holder and EFSC. Such amendments may be made without amendment of the site certificate. EFSC authorizes ODOE to agree to amendments to this plan. ODOE shall notify EFSC of all amendments, and EFSC retains the authority to approve, reject, or modify any amendment of this plan agreed to by ODOE.

8.0 References

ODFW (Oregon Department of Fish and Wildlife). 2013. ODFW Winter Range for Eastern Oregon. Available online at: https://nrimp.dfw.state.or.us/DataClearinghouse/default.aspx?p=202&XMLname=885.xml

Figures

(Figures 1 is confidential and is provided under separate cover)

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Appendix A. Wildlife Observed at the Project

Wheatridge Habitat Mitigation Area and Surrounding Area Comprehensive List of all Vertebrate Wildlife Observed 2008–2019

(listed alphabetically within wildlife groups and classes)

Common Name	*Scientific Name*
Birds - 152	
Waterfowl - 11	
American white pelican	*Pelecanus erythrorhynchos*
Blue-winged teal	*Anas discors*
Canada goose	*Branta canadensis*
Cinnamon teal	*Anas cyanoptera*
Common merganser	*Mergus merganser*
Greater white-fronted goose	*Anser albifrons*
Green-winged teal	*Anas crecca*
Mallard	*Anas platyrhynchos*
Northern pintail	*Anas acuta*
Northern shoveler	*Anas clypeata*
Snow goose	*Chen caerulescens*
Raptors - 21	
Cooper's hawk	*Accipiter cooperii*
Sharp-shinned hawk	*Accipiter striatus*
Ferruginous hawk[1]	*Buteo regalis*
Red-tailed hawk	*Buteo jamaicensis*
Rough-legged hawk	*Buteo lagopus*
Swainson's hawk[1]	*Buteo swainsoni*
Bald eagle	*Haliaeetus leucocepahlus*
Golden eagle	*Aquila chrysaetos*
American kestrel	*Falco sparverius*
Merlin	*Falco columbarius*
Peregrine falcon	*Falco peregrinus*
Prairie falcon	*Falco mexicanus*
Northern harrier	*Circus cyaneus*
Osprey	*Pandion haliaetus*
Barn owl	*Tyto alba*
Barred Owl	*Strix varia*
Great horned owl	*Bubo virginianus*
Northern saw-whet owl	*Aegolius acadicus*
Short-eared owl	*Asio flammeus*
Western screech owl	*Megascops kennicottii*

Common Name	*Scientific Name*
Turkey vulture	*Cathartes aura*
Crane - 1	
Sandhill crane	*Antigone canadensis*
Dove - 3	
Eurasian collared-dove	*Streptopelia decaocta*
Mourning dove	*Zenaida macroura*
Rock pigeon	*Columba livia*
Gamebird - 5	
California quail	*Callipepla californica*
Chukar	*Alectoris chukar*
Gray partridge	*Perdix perdix*
Ring-necked pheasant	*Phasianus colchicus*
Wild turkey	*Meleagris gallopavo*
Goatsucker - 2	
Common nighthawk[1]	*Chordeiles minor*
Common poorwill	*Phalaenoptilus nuttallii*
Gull - 2	
Franklin's gull	*Larus pipixcan*
Western gull	*Larus occidentalis*
Hummingbird - 4	
Anna's hummingbird	*Calypte anna*
Black-chinned hummingbird	*Archilochus alexandri*
Calliope hummingbird	*Stellula calliope*
Rufous hummingbird	*Selasphorus rufus*
Kingfisher - 1	
Belted kingfisher	*Megaceryle alcyon*
Shorebird - 5	
Greater yellowlegs	*Tringa melanoleuca*
Killdeer	*Charadrius vociferous*
Long-billed curlew[1]	*Numenius americanus*
Spotted sandpiper	*Actitis macularius*
Wilson's snipe	*Gallinago delicata*
Swift - 1	
Vaux's swift	*Chaetura vauxi*
Wading Bird - 5	
American bittern	*Botaurus lentiginosus*
American coot	*Fulica americana*

Common Name	*Scientific Name*
Black-crowned night-heron	*Nycticorax nycticorax*
Great blue heron	*Ardea herodias*
Virginia rail	*Rallus limicola*
Woodpecker - 5	
Downy woodpecker	*Picoides pubescens*
Hairy woodpecker	*Picoides villosus*
Lewis' woodpecker[1]	*Melanerpes lewis*
Northern flicker	*Colaptes auratus*
Red-naped sapsucker	*Sphyrapicus nuchalis*
Passerine - 81	
American goldfinch	*Spinus tristis*
American pipit	*Anthus rubescens*
American robin	*Turdus migratorius*
American tree sparrow	*Spizelloides arborea*
Ash-throated flycatcher	*Myiarchus cinerascens*
Bank swallow	*Riparia riparia*
Barn swallow	*Hirundo rustica*
Bewick's wren	*Thryomanes bewickii*
Black-capped chickadee	*Poecile atricapillus*
Black-headed grosbeak	*Pheucticus melanocephalus*
Black-throated gray warbler	*Dendroica nigrescens*
Brewer’s blackbird	*Euphagus cyanocephalus*
Brown creeper	*Certhia americana*
Brown-headed cowbird	*Molothrus ater*
Bullock’s oriole	*Icterus bullockii*
Bushtit	*Psaltriparus minimus*
Canyon wren	*Catherpes mexicanus*
Cassin’s finch	*Carpodacus cassinii*
Cassin's vireo	*Vireo cassinii*
Cedar waxwing	*Bombycilla cedrorum*
Chipping sparrow	*Spizella passerina*
Cliff swallow	*Hirundo pyrrhonota*
Common redpoll	*Acanthis flammea*
Common yellowthroat	*Geothlypis trichas*
Dark-eyed junco	*Junco hyemalis*
Eastern kingbird	*Tyrannus tyrannus*
European starling	*Sturnus vulgaris*

Common Name	*Scientific Name*
Evening grosbeak	*Coccothraustes vespertinus*
Fox sparrow	*Passerella iliaca*
Golden-crowned kinglet	*Regulus satrapa*
Golden-crowned sparrow	*Zonotrichia atricapilla*
Grasshopper sparrow[1]	*Ammodramus savannarum perpallidus*
Gray flycatcher	*Empidonax wrightii*
Hammond's flycatcher	*Empidonax hammondii*
Harris's sparrow	*Zonotrichia querula*
Hermit thrush	*Catharus guttatus*
Horned lark	*Eremophila alpestris*
House finch	*Carpodacus mexicanus*
House sparrow	*Passer domesticus*
House wren	*Troglodytes aedon*
Lark sparrow	*Chondestes grammacus*
Lazuli bunting	*Passerina amoena*
Lesser goldfinch	*Carduelis psaltria*
Loggerhead shrike[1]	*Lanius ludovicianus*
MacGillivray's warbler	*Oporornis tolmiei*
Mountain chickadee	*Poecile gambeli*
Northern rough-winged swallow	*Stelgidopteryx serripennis*
Northern shrike	*Lanius excubitor*
Olive-sided flycatcher	*Contopus cooperi*
Orange-crowned warbler	*Oreothlypis celata*
Pacific wren	*Troglodytes pacificus*
Pine siskin	*Carduelis pinus*
Purple finch	*Carpodacus purpureus*
Red crossbill	*Loxia curvirostra*
Red-breasted nuthatch	*Sitta canadensis*
Red-winged blackbird	*Agelaius phoeniceus*
Rock wren	*Salpinctes obsoletus*
Rose-breasted grosbeak	*Pheucticus ludovicianus*
Ruby-crowned kinglet	*Regulus calendula*
Savannah sparrow	*Passerculus sandwichensis*
Say’s phoebe	*Sayornis saya*
Song sparrow	*Melospiza melodia*
Spotted towhee	*Pipilo maculatus*
Townsend's solitaire	*Myadestes townsendi*

Common Name	*Scientific Name*
Townsend's warbler	*Dendroica townsendi*
Tree swallow	*Tachycineta bicolor*
Varied thrush	*Ixoreus naevius*
Vesper sparrow	*Pooecetes gramineus*
Violet-green swallow	*Tachycineta thalassina*
Warbling vireo	*Vireo gilvus*
Western kingbird	*Tyrannus verticalis*
Western tanager	*Piranga ludoviciana*
Western wood-peewee	*Contopus sordidulus*
White-breasted nuthatch	*Sitta carolinensis*
White-crowned sparrow	*Zonotrichia leucophrys*
White-throated sparrow	*Zonotrichia albicollis*
Willow flycatcher	*Empidonax traillii*
Wilson's warbler	*Wilsonia pusilla*
Yellow warbler	*Setophaga petechia*
Yellow-breasted chat	*Icteria virens*
Yellow-rumped warbler	*Dendroica coronata*
Corvid - 5	
American crow	*Corvus brachyrhynchos*
Black-billed magpie	*Pica hudsonia*
Common raven	*Corvus corax*
Steller's jay	*Cyanocitta stelleri*
Western scrub-jay	*Aphelocoma californica*
Mammals – 40	
American badger	*Taxidea taxus*
American mink	*Neovison vison*
Beaver	*Castor canadensis*
Belding’s ground squirrel	*Urocitellus beldingi*
Big-brown bat	*Eptesicus fuscus*
Bobcat	*Lynx rufus*
Bushy-tailed woodrat	*Neotoma cinerea*
California myotis	*Myotis californicus*
Canyon bat	*Parastrellus hesperus*
Porcupine	*Erethizon dorsatum*
Raccoon	*Procyon lotor*
Cougar	*Puma concolor*
Coyote	*Canis latrans*

Common Name	*Scientific Name*
Deer mouse	*Peromyscus maniculatus*
Elk	*Cervus elaphus*
Fringed myotis	*Myotis thysanodes*
Hoary bat[1]	*Lasiurus cinereus*
House mouse	*Mus musculus*
Little brown myotis	*Myotis lucifugus*
Long-eared myotis	*Myotis evotis*
Long-legged myotis	*Myotis volans*
Long-tailed weasel	*Mustela frenata*
Montane vole	*Microtus montanus*
Mountain cottontail	*Sylvilagus nuttallii*
Mule deer	*Odocoileus hemionus*
Northern pocket gopher	*Thomomys talpoides*
Ord's kangaroo rat	*Dipodomys ordii*
Pallid bat[1]	*Antrozous pallidus pacificus*
Pronghorn	*Antilocarpa americana*
Red fox	*Vulpes vulpes*
River otter	*Lutra canadensis*
Silver-haired bat[1]	*Lasionycteris noctivagans*
Striped skunk	*Mephitis mephitis*
Townsend's big-eared bat[1]	*Corynorhinus townsendii*
Virginia opossum	*Didelphis virginiana*
Washington ground squirrel[2]	*Urocitellus washingtoni*
Western small-footed myotis	*Myotis ciliolabrum*
White-tailed deer	*Odocoileus virginianus*
White-tailed jackrabbit	*Lepus townsendii*
Yellow-bellied marmot	*Marmota flaviventris*
Amphibians and Reptiles - 14	
Common garter snake	*Thamnophis sirtalis*
Gopher snake	*Pituophis catenifer*
Great Basin spadefoot	*Elgaria coerulea*
Long-toed salamander	*Ambystoma macrodactylum*
Northern alligator lizard	*Spea intermontana*
Northern sagebrush lizard[1]	*Sceloporus graciosus graciosus*
Night snake	*Hypsiglena torquata*
Pacific chorus frog	*Pseudacris regilla*
Side-blotched lizard	Uta *stansburiana*

Common Name	*Scientific Name*
Racer	*Coluber constrictor*
Western fence lizard	*Sceloporus occidentalis*
Western rattlesnake	*Crotalus viridis*
Western skink	*Eumeces skiltonianus*
Western toad	*Bufo boreas*
1. Denotes ODFW Sensitive Species in the Columbia Plateau Ecoregion (ODFW 2021a).[1] 2. Denotes ODFW Endangered Species (ODFW 2021b).[2]	

[1] ODFW. 2021a. Oregon Department of Fish and Wildlife Sensitive Species List. Available online at: https://www.dfw.state.or.us//wildlife/diversity/species/docs/Sensitive_Species_List.pdf

[2] ODFW. 2021b. Threatened, Endangered, and Candidate Fish and Wildlife Species in Oregon. Available online at: https://www.dfw.state.or.us/wildlife/diversity/species/docs/Threatened_and_Endangered_Species.pdf

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Appendix B. Annual Monitoring Report Outline

Wheatridge Wind Energy Facility's Habitat Mitigation Area Annual Reporting Outline

1.0 Background

- Project statement.
- Identify the monitoring report's timeframe and reference to previous monitoring reports.
- General description of the amount and quality of vegetation at the HMA and discuss if/how it has changed year/year.
- Discuss annual climate data and any disturbances that have occurred on the HMA such as fire, flooding, or erosion.

2.0 Enhancement Actions Implemented

- Discussion of enhancement actions performed during this report's monitoring timeframe.

3.0 Monitoring of Enhancement Actions

Discussion of monitoring efforts for previous years' enhancement actions

1. Sagebrush plantings
    a. Native shrub density estimates
    b. Native shrub diversity estimates
2. Weed control
    a. Discussion of previous years' treatments
    b. Photo point monitoring of treated areas
3. Guzzler
    a. Discussion of installation and operation
    b. Discussion of maintenance performed
    c. Discussion of weed control and native plant recruitment in areas disturbed during installation.
4. Barbed wire removal

a. Discuss this effort in year that this action is performed, otherwise no monitoring once performed.

4.0 Recommendations for Next Year

1. Make recommendations for any adaptive management at sagebrush plantings
2. Make recommendations for weed control efforts

Appendix A. Sagebrush Monitoring Plot Belt Transect Forms

Appendix B. Photo Point Monitoring

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DRAFT Noxious Weed Control Plan

Wheatridge Renewable Energy Facility Northeast

Draft Noxious Weed Control Plan

Prepared for
Wheatridge Northeast Wind, LLC

Prepared by

TETRA TECH

Q1 2026

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Appendix A. Oregon State Noxious Weed List

Appendix B. Noxious Weed Lists for Morrow and Umatilla Counties

Appendix C. Recommended Timing and Control Methods

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1.0 Introduction

The Wheatridge Renewable Energy Facility East (Facility) is an approved wind energy generation facility with the capacity to generate up to 300 megawatts (MW). As approved, the Facility has up to 107 wind turbines with associated supporting facilities, and is located within an approved Site Boundary of approximately 78,985 acres across Morrow and Umatilla counties, Oregon.

The northeastern portion of the approved Facility (located in both Umatilla and Morrow counties) has yet to begin construction, and the Certificate Holder proposes to split this area from the remainder of the Facility currently under construction. Request for Amendment 2 (RFA 2) seeks to divide the Facility into two separate facilities within the approved Site Boundary.

1. **Wheatridge Renewable Energy Facility East (WREFE)** – Wind energy facility in Morrow County, including 71 wind turbines and related or supporting facilities, with a total generating capacity up to 200 MW. The Certificate Holder and Certificate Holder Owner will remain the same.
2. **Wheatridge Renewable Energy Facility Northeast (WREFNE)** – Wind energy facility in Morrow and Umatilla counties, including 36 wind turbines and related or supporting facilities, with a total generating capacity up to 100 MW. The Certificate Holder will be changed to Wheatridge Northeast Wind, LLC. NextEra Energy Resources will remain the Certificate Holder Owner.

Once the amendment process is complete, each facility will be a stand-alone Facility, but may share related or supporting facilities with one another similar to other projects approved by the Energy Facility Siting Council (EFSC). This includes splitting the Site Boundary and micrositing corridors. This Noxious Weed Control Plan (Plan) has been prepared for WREFNE, to support the Facility's RFA 2.

Noxious weed species can adversely affect the structure, composition, and success of revegetation efforts associated with construction-related temporary disturbances. The intent of this Plan is to provide clear methods to prevent the introduction and spread of state and county-designated noxious weeds from the construction and operation of the Facility, to control existing populations of noxious weeds within construction areas, and to monitor efforts to prevent and control noxious weeds. The Certificate Holder and its contractors will be responsible for implementing the methods detailed in this Plan.

This Plan will be finalized based on the following:

1. Update Section 2.0 based on location of Facility, at final design.
2. Update Appendix A and B based if updated state and county noxious weed lists are available.
3. Finalize Appendix C, timing and control methods, based on consultation with the Department, Morrow and Umatilla counties as applicable, for construction and operations.

4. Update Section 7.0 with Facility contact names and contact information.

Sections 5.0 and 6.0 includes requirements that apply prior to construction, during construction and for the duration of operations.

Facility Area of Implementation

The Facility approved micrositing corridors are located within the Site Boundary, which establishes the locations of turbine strings and encompasses all permanent and temporary Facility infrastructure. Implementation of this Plan applies to designated weed management areas defined as all areas of ground disturbance (i.e., areas disturbed with temporary or permanent impacts or otherwise affected by construction) for Facility infrastructure within the permitted micrositing corridors and a 50-foot buffer around the disturbed area within the micrositing corridors.

2.0 Regulatory Framework

2.1 State of Oregon

In Oregon, noxious weeds are defined under Oregon Revised Statutes (ORS) 569.175 as "terrestrial, aquatic, or marine plants designated by the Oregon State Weed Board (OSWB) under ORS 569.615 as among those representing the greatest public menace and as a top priority for action by weed control programs." Noxious weeds have been declared by ORS 569.350 as a menace to public welfare, and control of these plants is the responsibility of private landowners and operators, as well as county, state, and federal governments.

The OSWB was created in the Oregon Department of Agriculture (ODA) under ORS 569.600. It provides direction to control noxious weeds at the state level and develops and maintains the Oregon State Noxious Weed List (Appendix A). The OSWB and the ODA classify noxious weeds in Oregon in accordance with the ODA Noxious Weed Classification System (ODA 2025). There are three designations under the State's system:

- **Class A State Listed Noxious Weed:** A weed of known economic importance which occurs in small enough infestations to make eradication or containment possible; or is not known to occur, but its presence in neighboring states makes future occurrence in Oregon seem imminent.
    - **Recommended Action:** Focus on prevention of new infestations through vector control, certification programs, education, outreach and surveys. New and existing infestations are prioritized for eradication or intensive control when and where found. Regionally focused, species-specific Statewide Management Strategies for A-listed weeds may be developed as necessary.
- **Class B State Listed Noxious Weed:** A weed of economic importance that is regionally abundant but may have limited distribution in some counties.

    - **Recommended Action:** Limited to intensive control at the state, county, or regional level as determined on a site-specific, case-by-case basis. Where implementation of a fully integrated statewide management plan is not feasible, biological control (when available) shall be the primary control method.

- **Class T-Designated State Noxious Weeds:** A designated group of weed species selected from the B list as a focus for prevention and control by the Noxious Weed Control Program. T-designated noxious weeds are determined by the OSWB and management actions are prioritized and informed by species-specific T-List Statewide Management Strategies created and maintained by the ODA. Action against these weeds will receive priority in accordance with the recommendations of the Statewide Management Strategy (ODA 2025).

2.2 Morrow County

The Morrow County Code Enforcement Ordinance establishes procedures for enforcing Morrow County Code through the authority granted to general law counties by ORS Chapter 203. Section 11 of the county Code Enforcement Ordinance, updated on July 5, 2021, establishes Morrow County as a weed control district, defines what is considered a noxious weed or weed of economic importance, identifies the responsibility of private landowners to control weeds, and outlines the authority of the weed control district and Morrow County Weed Coordinator/Inspector to administer and enforce weed control in the ordinance (Morrow County 2021).

Morrow County has its own weed classification system that differs from the state. Morrow County defines two classifications of weeds:

- **Morrow County A List:** Noxious Weeds. Any plant that is determined by the county weed advisory board, and so declared by the County Board of Commissioners to be injurious to public health, crops, livestock, land, or property under provisions of Oregon State Statute and thus mandated for control.
- **Morrow County B List:** Weeds of economic importance. Weeds of limited distribution in the county and subject to intensive control or eradication where feasible.

2.3 Umatilla County

The Umatilla County Weed Control Board, as part of the Umatilla County Road Department, carries out the State Noxious Weed Laws in ORS Chapter 569 – Weed Control. The Board assists landowners and managers in being responsible stewards of the land and resources by protecting and conserving agricultural lands, recreational areas, and natural resources from the degrading impact of exotic, invasive noxious weeds.

The County Code Enforcement Ordinance establishes procedures for enforcing Umatilla County Code through the authority granted to general law counties by ORS Chapter 203. The Weed Control Ordinance, Chapter 97 of the County Code Enforcement Ordinance, passed on May 17, 2000, establishes Umatilla County as a weed control district, defines what is considered a noxious weed, identifies the responsibility of landowners to control weeds, and outlines the authority of the weed

inspector or any employee of the Umatilla County Weed Control office to enforce the ordinance (Umatilla County 2000).

Umatilla County has its own weed classification system that differs from the State noxious weed classification (Umatilla County 2026). Umatilla County defines two classifications of weeds:

- **Umatilla County "A" Designated Weed List:** These "A" designated weeds are of known economic importance which occur in the state/county in small enough infestations to make eradication/containment possible; or is not known to occur, but its presence in neighboring states/county make future occurrence in Oregon seem imminent. These weeds have been found as single plants or in limited populations in the county. Prevention, early detection, and eradication is high priority. Infestations are subject to intensive control when and where found.
- **Umatilla County "B" Designated Weed List:** These "B" designated weeds are of known economic importance and are regionally abundant, but which may have limited distribution in some counties. Where implementation of a fully integrated statewide management plan is feasible, biological control shall be the main control approach for species which biological agents are available; noted by asterisk. Limited to intensive control at state or county level as determined on a case-by case basis.

3.0 State and County Weed Lists

ODA lists 46 Class A species and 88 Class B species for the state of Oregon (Appendix A; ODA 2025). Of these 134 Class A and Class B species, 19 species are also Class T-designated noxious weeds. Morrow County specifically recognizes 36 species of noxious weeds (Appendix B; Morrow County 2026). The Umatilla County Weed Board specifically recognizes 39 species of noxious weeds, which have also been approved by the Umatilla County Board of Commissioners (Appendix B; Umatilla County 2026). Although not all of the Morrow and Umatilla county-recognized noxious weeds noted in Appendix B occur in the vicinity of the Facility, the Certificate Holder and its contractors should be aware of the entire list, as well as the ODA list, while monitoring and controlling weeds. Noxious weeds known to occur in the vicinity of the WREFNE portion of the Site Boundary are discussed in Section 4.0.

4.0 Noxious Weeds Identified at the Facility

The Certificate Holder conducted botanical surveys within the Facility micrositing corridors in 2022 and 2023, omitting agricultural fields. Botanical surveys consisted of surveys for the state listed threatened plant species Laurence's milkvetch (*Astragalus collinus* var. *laurentii*) as well as documenting observations of state and county listed noxious weeds. Field surveys were conducted within the micrositing corridors in July 2022 and from mid-June to mid-August 2023 (see RFA 1 Exhibits P and Q; Tetra Tech 2023a; Fields and Thompson 2023). Approximately 330 acres within

the micrositing corridors were not surveyed in 2022 or 2023, primarily (i.e., 259 acres) in areas associated with transmission line routes no longer under consideration. The Certificate Holder will continue to conduct surveys as needed prior to ground disturbance in areas that have not been surveyed.

The Certificate Holder recorded 21 listed noxious weed species within the micrositing corridors of WREFNE only, including 21 ODA listed noxious weed species, 16 Morrow County listed weeds, and 14 Umatilla County listed weeds. Table 1 identifies the state and county listed noxious weed species observed during these surveys at WREFNE, their noxious weed designations, and their estimated frequency of occurrence. Locations of noxious weed observations are shown in Figure 1. Although the noxious weed infestation sizes were recorded during field survey observations, the sizes of noxious weed infestations are not displayed in Figure 1. Noxious weeds were most abundant along roadsides and cow paths, as well as in and around current and former agricultural fields and structures such as field sheds, water troughs, and fence lines. They were also prevalent near waterways, including drainages, streams, and wetlands.

Surveys in 2022 and 2023 documented ODA, Morrow County, and Umatilla County A- and B-listed noxious weeds if present, while surveys in 2023 documented ODA A-listed noxious weeds and Morrow County and Umatilla County A- and B-listed noxious weeds if present. Surveys in 2023 identified one potential ODA A-listed noxious weed (hawkweed spp. [*Hieracium* spp.]) although the observation was not identified to species. Further review of photos and supplemental taxonomic keys identified the hawkweed observed was likely the native Scouler's hawkweed (*Hieracium scouleri*); however, this hawkweed species is retained in Table 1 and in Figure 1 for field verification prior to any noxious weed treatment.

Table 1. Noxious Weeds Identified at WREFNE

Scientific Name	Common Name	State Status (ODA)[1]	Morrow County Status [1]	Umatilla County Status [1]	Frequency
Aegilops cylindrica	jointed goatgrass	**B**	**B**	**B****	Rare (5 observations)
Bassia scoparia	kochia	**B**	**B**	**B****	Common (>50 observations); Several small- to medium-sized patches in the southeastern portion of the site.
Centaurea diffusa	diffuse knapweed	**B**	**B**	**B****	Abundant (>300 observations)
Centaurea repens (Acroptilon repens)	Russian knapweed	**B**	**B**	**B****	Common (>20 observations)
Centaurea solstitialis	yellow starthistle	**B***	**A**	**B****	Common (>20 observations); Occasional patches.

Scientific Name	Common Name	State Status (ODA)[1]	Morrow County Status [1]	Umatilla County Status [1]	Frequency
Centaurea stoebe	spotted knapweed	**B*/T**	**B**	**A****	Rare (<5 observations)
Chondrilla juncea	rush skeletonweed	**B*/T**	**A**	**A**	Common (>20 observations); Several small to medium-sized patches.
Cirsium vulgare	bull thistle	**B***	**-**	**	Rare (<5 observations); Few small patches.
Conium maculatum	poison hemlock	**B***	**B**	**B**	Rare (1 population observed)
Convolvulus arvensis	field bindweed	**B***	**B**	**-**	Common (>50 observations); Several small to medium patches.
Crupina vulgaris	common crupina	**B***	**A**	**A**	Rare (1 population observed)
Cuscuta indecora	bigseed dodder	**B**	**-**	**-**	Rare (1 population observed)
Dipascus laciniatus	cutleaf teasel	**B**	**-**	**-**	Rare (1 population observed)
Hemizonia pungens	spikeweed	**B**	**A**	**A**	Common (>20 observations)
Hieracium spp.[2]	hawkweed spp.	**A***	**-**	**-**	Rare (1 population observed)
Hypericum perforatum	St. John's wort	**B***	**B**	**B**	Rare (1 population observed)
Onopordum acanthium	Scotch thistle	**B**	**A**	**B****	Abundant (>150 observations)
Phragmites australis	common reed	**B**	**-**	**-**	Rare (1 population observed)
Secale cereale	cereal rye	**-**	**B**	**B**	Rare (<5 observations)
Taeniatherum caput-medusae	medusahead rye	**B**	**B**	**-**	Common (>10 observations); Populations contained many individuals.
Tribulus terrestris	puncturevine	**B***	**B**	**B**	Common (>10 observations); Few small- to large-sized patches, especially along roadways.

Sources: ODA 2025. Morrow County 2026, Umatilla County 2026.

1. Definitions for state and county noxious weed status are provided in Section 2.0.

2. Observations of hawkweed plants were not identifiable to species and thus were conservatively assumed to potentially be the ODA A-List species targeted for biocontrol king devil hawkweed (*Hieracium piloselloides*). Post-field review of photos and supplemental taxonomic keys identified the hawkweed observed was likely the native, not noxious, Scouler's hawkweed (*Hieracium scouleri*); however, this hawkweed species is retained here and in Figure 1 for field verification prior to any noxious weed treatment.

* indicates species is identified for biocontrol by the ODA.

Scientific Name	Common Name	State Status (ODA)[1]	Morrow County Status [1]	Umatilla County Status [1]	Frequency
** indicates species is included in a Umatilla County enforcement emphasis group. These groups of invasive plants have been targeted for additional enforcement throughout the county according to the land types and corresponding agricultural uses associated. Three land-use types have been identified and weed lists developed for each; they are: - Dry Land Annual Cropping Areas: Emphasis Weeds, Canada Thistle, Scotch Thistle, Yellow Starthistle, Goatgrass, and Kochia. - Irrigated Crops and Pastures: Emphasis Weeds, Canada Thistle, Scotch Thistle, Bull Thistle, Musk Thistle, Yellow Starthistle, Diffuse Knapweed. - Dryland Range/Pasture/Timber: Scotch Thistle, Bull Thistle, Canada Thistle, Spotted Knapweed, Diffuse Knapweed, Russian Knapweed.					

Scotch thistle (*Onopordum acanthium*) and diffuse knapweed (*Centaurea diffusa*) were abundant throughout the WREFNE micrositing corridors, with more than 150 observations throughout the site. Scotch thistle was scattered throughout the micrositing corridors in small to large patches along roadsides, drainages, and within grassland habitat. Large populations of well over 1,000 individuals were observed in fallow fields and drainages. Diffuse knapweed was found throughout the micrositing corridors in varying densities, with several populations exceeding 5 acres in size. Populations were densest near roads and fallow agricultural fields, although some hillslopes also exhibited dominance by the species, with over 1,000 individuals observed forming a dense layer across the hillside.

Many additional species were common throughout the site, containing at least 20 to approximately 60 observations sitewide. Kochia (*Bassia scoparia*) was commonly observed along roadsides and wetlands, as well as in farm fields within the southeastern portion of the site. Russian knapweed (*Centaurea repens*) was observed along fences, roads, and the edges of plowed fields. The Certificate Holder primarily documented yellow starthistle (*Centaurea solstitialis*) and puncturevine (*Tribulus terrestris*) along roads and in drainages. Rush skeletonweed (*Chondrilla juncea*) was observed commonly, but was generally in small populations of just a few plants. Surveyors observed field bindweed (*Convolvulus arvensis*) in small to medium patches of variable density along roads and drainages, as well as along grassland hillside slopes. Common spikeweed (*Centromadia pungens)* was observed with moderate frequency and density. Some large patches were observed along stream and wetland areas as well as hillslopes and roadsides where other invasives were common. Medusahead (*Taeniatherum caput-medusae*) was abundant to dominant in valley areas and scattered throughout disturbed grasslands.

Some noxious weed species were rarer, with five or fewer observations throughout the site. Jointed goatgrass (*Aegilops cylindrica*) was observed in five locations, generally near roadsides and adjacent to agricultural fields. Spotted knapweed (*Centaurea stoebe* ssp. *micranthos* [*C. maculosa*]) was observed in three populations, two of which were single plants. Bull thistle (*Cirsium vulgare*) was observed in a few small patches with moderate to high population density in open, sunny, and disturbed areas. Three observations of cereal rye (*Secale cereale*) were identified near the base of hillslopes in abundant populations. One population of poison hemlock (*Conium maculatum*) was observed along a creek bank. Bigseed dodder (*Cuscuta indecora*), common crupina (*Crupina*

vulgaris), cutleaf teasel (*Dipascus laciniatus*), common St. John's wort (*Hypericum perforatum*), common reed (*Phragmites australis*), and hawkweed (*Heiracium spp.*) were also each only observed once throughout the site. Abundance of these and other weeds may be higher but could have been missed due to inconspicuous morphology at the time of survey.

Nearly all observed noxious weed species, except for cereal rye, are classified as state B-listed weeds. This designation indicates that they are economically significant and regionally abundant, though they may have limited distribution in certain counties (ODA 2025). Two species, rush skeletonweed and spotted knapweed, are also T-designated weeds, meaning that ODA has targeted this species for prevention and control (ODA 2025). One state A-listed species was potentially observed (hawkweed spp.), although the observation was not identified to species. ODA A-listed populations are subject to eradication or intensive control when and where found (Section 2.1, ODA 2025). Additionally, five of the species observed are on the Morrow County A List (yellow starthistle, rush skeletonweed, common spikeweed, common crupina, and Scotch thistle) and four species are on the Umatilla County A List (common spikeweed, common crupina, rush skeletonweed, and spotted knapweed). In Morrow County, A-listed species include "[a]ny plant that is determined by the weed advisory board, and so declared by the County Board of Commissioners to be injurious to public health, crops, livestock, land or property under provisions of Oregon State Statute and thus mandated for control" (Morrow County 2026). For Umatilla County, A-designated weeds are those that "have been found as single plants or in very limited populations in the county. Prevention, early detection, and eradication is high priority" (Umatilla County 2026).

5.0 Weed Management

This section describes the steps the Certificate Holder will take to prevent and control the establishment and spread of noxious weed species within weed management areas during both construction and operation of the Facility.

The management of noxious weeds will be considered throughout all stages of construction and operation of the Facility and will include:

- **Education and Personnel Requirements:** Educating all construction personnel regarding known locations of noxious weed infestations, identification of noxious weed species, and the importance of preventive measures and treatment methods.
- **Prevention:** Implementing measures to prevent the spread of noxious weeds during construction, operation, and maintenance activities.
- **Control:** Treating noxious weed infestations with appropriate control methods within the most effective timeframe.

For species listed by the state or counties as Class A weeds, the Certificate Holder's objective is to prevent the introduction of new weed populations and to eradicate existing weed populations (identified prior to construction) within weed management areas. For other species, the Certificate Holder's objective is to prevent the introduction of new weed populations and the spread of

existing noxious weed populations (identified prior to construction) within weed management areas. The methods described below will be implemented to minimize the spread of noxious weeds in weed management areas during construction activities. New noxious weeds detected within weed management areas during post-construction revegetation will be considered a result of construction activities and will be controlled accordingly.

5.1 Education and Personnel Requirements

Prior to construction, all construction personnel will be instructed on the importance of controlling noxious weeds. As part of start-up activities, and to help facilitate the avoidance of existing infestations and identification of new infestations, the Certificate Holder or their construction contractor will provide information and training to all construction personnel regarding noxious weed identification and management. Operations and maintenance personnel will be similarly informed. The importance of preventing the spread of noxious weeds in areas not currently infested and controlling the proliferation of noxious weeds already present within weed management areas will be emphasized.

5.2 Prevention

Implementation of the following best management practices are intended to prevent the spread of noxious weeds during construction activities, revegetation efforts, and operation and maintenance activities.

- Flagging areas of noxious weed infestations prior to construction to alert construction personnel;
- Limiting vehicle access to designated routes, whether existing roads or newly constructed roads, and the outer limits of construction disturbances per the final design for the Facility;
- Limiting vehicle traffic in noxious weed-infested areas;
- Cleaning construction vehicles prior to entering the Facility for the first time and upon completion of work at the Facility at a wash station located within at an onsite location, or at a public car wash in the vicinity of the Facility;
- Cleaning vehicles and equipment associated with ground disturbance and movement of topsoil utilizing a mobile wash station after performing work in noxious weed-infested areas and prior to performing work in non-infested areas;
- Topsoil and other soils from noxious weed-infested areas will not be moved outside of the infested areas and will be returned to its previous location during reclamation activities;
- Treating soils from infested areas with a pre-emergent herbicide prior to initiation of revegetation efforts, depending on site-specific conditions;
- Limiting movement of topsoil and other soils from non-infested areas to eliminate the transport of weed seeds, roots, or rhizomes;

- Providing information regarding target noxious weed species at the operations and maintenance building;
- Treating noxious weeds via mechanical or chemical control (see Section 5.3);
- Preventing conditions favorable for noxious weed germination and spread by revegetating temporarily disturbed areas as soon as possible;
- Monitoring areas of disturbance for noxious weeds after construction (see Section 6.0), during the normal course of revegetation maintenance of temporary workspaces, and implementing control measures as appropriate;
- Revegetating the site with appropriate, local native seed or native plants; when these are not available, non-invasive, and non-persistent non-native species may be used;
- Inspecting and certifying that the seed and straw mulch used for site rehabilitation and revegetation are free of noxious weed seed and propagules; and
- Utilizing a mobile wash station placed in proximity to the main access points to Laurence's milkvetch habitat to minimize the introduction of noxious weeds or other invasive plant species by construction vehicles to occupied Laurence's milkvetch habitat. Vehicles will be washed prior to entering these areas.

5.3 Control Methods

Control of noxious weeds within weed management areas will be implemented through mechanical or chemical control measures. The Certificate Holder will be responsible for hiring a qualified contractor to implement the treatment of noxious weeds. The Certificate Holder will ensure that noxious weed management actions will be conducted by specialists with the following qualifications:

- Experience in native plant, non-native and invasive plants, and noxious weed identification;
- Experience in noxious weed mapping;
- If chemical control is used, specialists must possess a Commercial or Public Pesticide Applicator License from the ODA or possess an Immediately Supervised Pesticide Trainee License and be supervised by a licensed applicator;
- Training in noxious weed management or Integrated Pest Management with an emphasis in noxious weeds; and
- Experience in coordination with agency and private landowners.

The weed control contractor will employ mechanical and/or chemical methods as described in Sections 5.3.1 and 5.3.2. The control method will be selected based on the noxious weed species, infestation extent, and site conditions (e.g., presence of sensitive habitats).

Existing noxious weed populations should be prevented from expanding in size and density and should not be spread to new sites. Within the Facility rights-of-way such as around Facility

disturbances, facilities, and access roads, existing populations of noxious weeds should be eradicated. If it is determined that noxious weeds have invaded areas immediately adjacent to the Facility (e.g., areas visible just beyond the outer limits of construction disturbances associated with the Facility or along access roads) as a result of construction, the Certificate Holder will contact the landowner and seek approval to treat those noxious weed populations.

Long-term weed control methods will be described in a long-term monitoring plan as described in Section 6.0. The main factor in long-term weed control is successful revegetation with non-weedy species as described in the updates to the Revegetation Plan prepared for the Facility (Tetra Tech 2026). As noted above, short-term noxious weed control will be done through mechanical or chemical treatment. However, it will be important to ensure that the short-term treatment does not affect the establishment of the native perennial cover that will help provide the long-term control. Additionally, early detection and control of small noxious weed populations before they can expand into larger populations is extremely important for successful weed control efforts.

5.3.1 Mechanical Treatment

Mechanical control methods rely on removal of plants, seed heads, and/or cutting roots with a shovel or other hand tools or equipment that can be used to remove, mow, or disc noxious weed populations. Hand removal of plants is also included under this treatment method. Mechanical methods are useful for smaller, isolated populations of noxious weeds in areas of sensitive habitats such as around known populations of Laurence's milkvetch (Figure 1). Some rhizomatous plants can spread by discing or tillage; therefore, implementation of discing will be species specific. If such a method is used in areas to be reclaimed, subsequent seeding will be conducted to re-establish desirable vegetative cover that will stabilize the soils and slow the potential re-invasion of noxious weeds. Discing or other mechanical treatments that disturb the soil surface within native habitats will be avoided in favor of herbicide application (see Section 5.3.2), which is an effective means of reducing the size of noxious weed populations as well as preventing the establishment of new infestations.

5.3.2 Chemical Treatments

Chemical control can effectively remove noxious weeds through use of selective herbicides. The recommended chemical treatment and timing of chemical application for common and abundant noxious weeds identified at the Facility are provided in Appendix C. The herbicides used and the timing of application will differ depending on whether the species are (1) perennial, broad-leaved, or dicot weeds (e.g., thistles and knapweeds, field bindweed) or (2) annual grasses or monocots (e.g., medusahead), as appropriate herbicides differ substantially between dicots and monocots.

All herbicides included in Appendix C are currently approved for use by the U.S. Environmental Protection Agency (EPA) and ODA; however, the status of herbicide approval should be checked annually. Prior to construction and every fall season during Facility operation, the Certificate Holder or its contractor shall consult with the Morrow County Weed Program Manager and Umatilla County Noxious Weed Department Supervisor on timing, method, and application rates for

each identified weed species of concern, to allow for adaptive weed management given changes in weed control effectiveness from noxious weed species tolerance to herbicide treatment over time. Results of the consultation shall be reported in the Certificate Holder's annual weed monitoring report. Any alternative control methods can be proposed by the Certificate Holder or its contractors after consulting with the Morrow County Weed Program Manager and Umatilla County Noxious Weed Department Supervisor and included in the Certificate Holder's annual weed monitoring report.

Herbicides will be applied to identified, treatable, noxious weed infestations. The Certificate Holder or their contractors will coordinate with the Morrow County Weed Program Manager and Umatilla County Noxious Weed Department Supervisor to determine which populations are treatable and will notify landowners of proposed herbicide use on their lands prior to application. If a noxious weed population is deemed to be untreatable (e.g., too widespread and established in an area to successfully control), the Certificate Holder will implement the prevention measures discussed in Section 5.2, except for treatment with herbicides.

5.3.2.1 Herbicide Application and Handling

Herbicide application will adhere to EPA and ODA standards. Only those herbicides that are approved by the EPA and ODA will be used. In general, application of herbicides will not occur when the following conditions exists:

- Wind velocity exceeds 15 miles per hour for granular application, or exceeds 10 miles per hour for liquid applications;
- Snow or ice covers the foliage of target species; or
- Adverse weather conditions are forecasted within the next few days.

Hand application methods (e.g., backpack spraying) may be used in roadless areas or in rough terrain. Vehicle-mounted sprayers (e.g., handgun, boom, and injector) will be used mainly in open areas that are readily accessible by vehicle. Calibration checks of equipment will be conducted prior to spraying activities, as well as periodically throughout use, to ensure that appropriate application rates are achieved.

Herbicides will be transported to the Facility daily with the following stipulations:

- Only the quantity needed for that day's work will be transported.
- Concentrate will be transported in approved containers only, and in a manner that will prevent spilling, stored separately from food, clothing, and safety equipment.
- Mixing will be done off site and at a distance greater than 200 feet from open or flowing water, wetlands, or other sensitive species' habitat. No herbicides will be applied at these areas unless authorized by the appropriate regulatory agencies.
- All herbicide equipment and containers will be inspected daily for leaks.

- Herbicides use will be in accordance with all manufacturers' label recommendations and warnings.

5.3.2.2 Herbicide Spills and Cleanups

All appropriate precautions will be taken to avoid herbicide spills. In the event of a spill, cleanup will be immediate. Contractors will keep spill kits in their vehicles and in an appropriate storage shed to allow for quick and effective response to spills. Items included in the spill kit will be:

- Protective clothing and gloves;
- Adsorptive clay, "kitty litter," or other commercial adsorbent;
- Plastic bags and a bucket;
- A shovel;
- A fiber brush and screw-in handle;
- A dustpan;
- Caution tape;
- Highway flares (use on existing hard-top roads only); and
- Detergent.

Response to an herbicide spill will vary with the size and location of the spill, but general procedures include:

- Stopping the leak;
- Containing the spilled material;
- Traffic control;
- Dressing the clean-up team in protective clothing;
- Cleaning up and removing the spilled herbicide, as well as the contaminated adsorptive material and soil; and
- Transporting the spilled herbicide and contaminated material to an authorized disposal site.

5.3.2.3 Herbicide Spill Reporting

All herbicide contractors will have readily available copies of the appropriate material safety data sheets for the herbicides used at their disposal and will keep copies of the material safety data sheets in the application vehicle. All herbicide spills will be reported in accordance with applicable laws and requirements. If a spill occurs, the appropriate agency and spill coordinators will be notified promptly. In case of a spill into wetlands and waterbodies, the appropriate federal, state, and county agencies will be notified immediately.

5.3.2.4 Special Considerations

The Certificate Holder will provide special consideration to perennial, intermittent, and ephemeral streams/draws during treatment activities. No herbicide will be sprayed where the drift can enter standing water or saturated soil. It will be the herbicide applicators' responsibility to ensure that no herbicide or drift enters standing water, regardless of the season when the herbicide is applied. Similar considerations will be made when in proximity to agricultural fields and Laurence's milkvetch populations (Figure 1). The Facility's staff and qualified herbicide applicators will consult with ODA regarding weed treatment in areas in proximity to occurrences of Laurence's milkvetch prior to any treatment.

6.0 Monitoring

A qualified investigator will be employed to assess noxious weed growth in the weed management areas during the first 5 years following construction and to make recommendations on noxious weed control measures. Monitoring for noxious weed infestations will enable the Certificate Holder to respond to new noxious weed infestations within the weed management areas in a timely manner and ensure the success of the site's revegetation. Noxious weed inspections will occur across the weed management areas through visual inspection of the site while driving and/or walking. These inspections will be used to inform ongoing noxious weed control efforts.

Noxious weed inspections will occur according to the example monitoring schedule provided in Table 2.

Table 2. Example Noxious Weed Monitoring Schedule

Schedule	Frequency	Task
March-April	Once	Conduct a noxious weed survey of the weed management areas to identify areas for treatment during operations. Work with Certificate Holder Site Manager and Weed Management Contractor on a post-emergent chemical and mechanical treatment plan. Monitor and report on previous treatments effectiveness, as applicable.
April-September	Monthly or as needed	Monitor treated areas for effectiveness, identify and map new noxious weed populations, make recommendations for chemical retreatment or mechanical controls to manage new or small populations.
June-August	Once	Monitor and collect data on noxious weed populations in revegetated areas (i.e., weed management areas; see Revegetation Plan; Tetra Tech 2026) within the weed management areas.
September-October	Once	Conduct a noxious weed survey within the weed management areas to monitor treated areas during operations (otherwise within weed management areas during construction), identify new noxious weed populations, make recommendations for chemical retreatment or mechanical controls and plan for pre-emergent

Schedule	Frequency	Task
		chemical applications in fall or winter when conditions are appropriate.

Monitoring will assess the success of noxious weed treatments and will document any new noxious weed infestations observed within the weed management areas. These results will be summarized in annual monitoring reports that describe the noxious weeds identified, treatments implemented, and treatment success, and will make recommendations to improve treatment success (if necessary) and note any new target noxious weed species or emergence. Reports will be submitted to the Oregon Department of Energy (ODOE), ODA, Oregon Department of Fish and Wildlife (ODFW), Morrow County, and Umatilla County annually.

Based on the success of control efforts after the fifth year of monitoring, the Certificate Holder will consult with ODOE, ODFW, ODA, Morrow County, and Umatilla County to design a long-term weed control plan. The Certificate Holder will maintain ongoing communication with individual landowners, the Morrow County Weed Program Manager, the Umatilla County Weed Control Supervisor, and ODOE regarding noxious weeds within the Facility. Landowners may also contact the Certificate Holder directly to report the presence of noxious weeds related to Facility activity. The Certificate Holder will control the noxious weeds on a case-by-case basis and prepare a summary of measures taken for that landowner. During the operational period of the Facility, the Certificate Holder will control noxious weeds as described in Section 5.3 in all revegetation areas.

The following contact information for the Morrow County Weed Program Manager will be used and updated as needed:

Corey Sweeney, Weed Program Manager

Morrow County Public Works

365 West Highway 74

Lexington, OR 97839

(541) 989.9502

mcweed@co.morrow.or.us

The following contact information for the Umatilla County Weed Control Supervisor will be used and updated as needed:

Theodore Orr, Umatilla County Noxious Weed Department Supervisor

Umatilla County Road Department

3920 Westgate Street

Pendleton, OR 97801

(541) 278.5462

7.0 Roles and Responsibilities

The Certificate Holder is the overall responsible party for construction and operation of the Facility and implementation of the noxious weed management activities in the weed management areas described in this Plan. However, the Certificate Holder may use contractors to complete tasks associated with noxious weed management and monitoring. Example responsible parties and their roles may include:

Monitoring Contractor

- Perform site visits (4-8 times annually as needed) to document noxious weed occurrences.
- Provide summary memo after each visit to Certificate Holder's Site Manager outlining findings and treatment recommendations.
- Communicate directly with Weed Management Contractor and provide maps, and photos of noxious weed species locations to Weed Management Contractor.
- Communicate with Morrow County Weed Program Manager, Umatilla County Weed Department Supervisor, and ODA about noxious weed survey findings and treatment plans.
- Prepare annual report for the Facility describing noxious weed monitoring findings and treatments.
- Organize and attend quarterly calls with the Certificate Holder Site Manager and Weed Management Contractor.
- Attend calls with ODOE, ODA, Umatilla County, and Morrow County as needed.

Certificate Holder Site Manager

- Communicate findings and recommendations from Monitoring Contractor to the Weed Management Contractor.
- Document the work performed by the Weed Management Contractor and provide documentation to Monitoring Contractor. Documentation should include type and quantity of herbicides applied, dates applied, and any associated EPA/U.S. Department of Environmental Quality licensing/documentation of chemicals used.
- Reviews annual reports to ensure all treatments performed by the Weed Management Contractor are documented.
- Maintain landowner communications, providing guidance to the Monitoring Contractor and Weed Management Contractor regarding landowner restrictions/requests for performing noxious weed monitoring/treatment on their properties.
- Attend quarterly calls with Monitoring Contractor and the Weed Management Contractor.
- Attend calls with ODOE, ODA, Umatilla County, and Morrow County as needed.

Weed Management Contractor

- Review Monitoring Contractor memos describing noxious weed occurrences and recommendations and plan appropriate treatment to address those issues.
- Communicate treatment plan to the Certificate Holder Site Manager.
- Maintain records of when, where, and what type of noxious weed treatments are being performed.
- Maintain all appropriate documentation of chemicals applied. Shares documentation during the quarterly calls with the Certificate Holder Site Manager and Monitoring Contractor, and prior to Annual Report preparation.
- Attend quarterly calls with Monitoring Contractor and Certificate Holder Site Manager.

Morrow County and Umatilla County

- Review Monitoring Contractor memos describing weed occurrences and recommendations.
- Attend quarterly calls and provide recommendations.
- If and when a Morrow County Weed Coordinator position is filled, the staff in this new position will assist with the implementation of this Plan, including monitoring and advising on treatment timing over the first 3 years of Plan implementation.

8.0 References

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Figure

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Appendix A. Oregon State Noxious Weed List

OREGON
DEPARTMENT OF
AGRICULTURE

Noxious Weed Policy and Classification 2025

Noxious Weed Control Program

Address: 635 Capitol Street NE, Salem, Oregon 97301

Phone: (503) 986-4625 **Fax:** (503) 986-4786

www.oregon.gov/ODA/programs/Weeds/Pages/AboutWeeds.aspx

Mission Statement

To protect Oregon's natural resources and agricultural economy from the invasion and proliferation of invasive noxious weeds.

Program Overview

The Oregon Department of Agriculture (ODA) Noxious Weed Control Program provides statewide leadership for coordination and management of state listed noxious weeds. The state program focuses on noxious weed control efforts by implementing early detection and rapid response projects for new invasive noxious weeds, implementing biological control, implementing statewide inventory and survey, assisting the public and cooperators through technology transfer and noxious weed education, maintaining noxious weed data and maps for priority listed noxious weeds, and assisting land managers and cooperators with integrated weed management projects. The Noxious Weed Control Program also supports the Oregon State Weed Board (OSWB) with administration of the OSWB Grant Program, developing statewide management objectives, developing weed risk assessments, and maintaining the state noxious weed list.

Troy Abercrombie
Program Manager
troy.abercrombie@oda.oregon.gov
(503) 986-4625

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Noxious Weed Control Policy and Classification System

Definition

"Noxious weed" means a terrestrial, aquatic or marine plant designated by the Oregon State Weed Board under ORS 569.615 as among those representing the greatest public menace and as a top priority for action by weed control programs.

Noxious weeds have become so thoroughly established and are spreading so rapidly on private, state, county, and federally owned lands, that they have been declared by ORS 569.350 to be a menace to public welfare. Steps leading to eradication, where possible, and intensive control are necessary. It is further recognized that the responsibility for eradication and intensive control rests not only on the private landowner and operator, but also on the county, state, and federal governments.

Weed Control Policy

Therefore, it shall be the policy of ODA to:

1. Assess non-native plants through risk assessment processes and make recommendations to the Oregon State Weed Board for potential listing.
2. Rate and classify weeds at the state level.
3. Prevent the establishment and spread of listed noxious weeds.
4. Encourage and implement the control or containment of infestations of listed noxious weed species and, if possible, eradicate them.
5. Develop and manage a biological weed control program.
6. Increase awareness of potential economic losses and other undesirable effects of existing and newly invading noxious weeds, and to act as a resource center for the dissemination of information.
7. Encourage and assist in the organization and operation of noxious weed control programs with government agencies and other weed management entities.
8. Develop partnerships with county weed control districts, universities, and other cooperators in the development of control methods.
9. Conduct statewide noxious weed surveys and weed control efficacy studies.

Weed Classification System

The purpose of this Classification System is to:

1. Act as the ODA's official guideline for prioritizing and implementing noxious weed control projects.
2. Assist the ODA in the distribution of available funds through the Oregon State Weed Board to assist county weed programs, cooperative weed management groups, private landowners, and other weed management entities.
3. Serve as a model for private and public sectors in developing noxious weed classification systems that aid in setting effective noxious weed control strategies.

Criteria for Determining Economic and Environmental Significance

Detrimental Effects

1. A plant species that causes or has the potential to cause severe negative impacts to Oregon's agricultural economy and natural resources.
2. A plant species that has the potential to or does endanger native flora and fauna by its encroachment into forest, range, aquatic and conservation areas.
3. A plant species that has the potential or does hamper the full utilization and enjoyment of recreational areas.
4. A plant species that is poisonous, injurious, or otherwise harmful to humans and/or animals.

Plant Reproduction

1. A plant that reproduces by seed capable of being dispersed over wide areas or that is long-lived, or produced in large numbers.
2. A plant species that reproduces and spreads by tubers, creeping roots, stolons, rhizomes, or other natural vegetative means.

Distribution

1. A weed of known economic importance which occurs in Oregon in small enough infestations to make eradication/containment possible; or not known to occur, but its presence in neighboring states makes future occurrence seem imminent.
2. A weed of economic or ecological importance and of limited distribution in Oregon.
3. A weed that has not infested the full extent of its potential habitat in Oregon.

Difficulty of Control

A plant species that is not easily controlled with current management practices such as chemical, cultural, biological, and physical methods.

Noxious Weed Classification Definitions

Noxious weeds, for the purpose of this system, shall be listed as either A or B, and may also be designated as T, which are priority targets for control, as directed by the Oregon State Weed Board.

A-Listed Noxious Weed:

A weed of known economic importance which occurs in the state in small enough infestations to make eradication or containment possible; or is not known to occur, but its presence in neighboring states make future occurrence in Oregon seem imminent (Table I).

Recommended action: Focus on prevention of new infestations through vector control, certification programs, education, outreach and surveys. New and existing infestations are prioritized for eradication or intensive control when and where found. Regionally focused, species-specific Statewide Management Strategies for A-listed weeds may be developed as necessary.

B-Listed Noxious Weed:

A weed of economic importance which is regionally abundant, but which may have limited distribution in some counties (Table II).

Recommended action: Limited to intensive control at the state, county or regional level as determined on a site specific, case-by-case basis. Where implementation of a fully integrated statewide management plan is not feasible, biological control (when available) shall be the primary control method.

T-Designation (T):

A designated group of weed species selected from the B list as a focus for prevention and control by the Noxious Weed Control Program. T-designated noxious weeds are determined by the Oregon State Weed Board and management actions are prioritized and informed by species-specific T-List Statewide Management Strategies created and maintained by the ODA. Action against these weeds will receive priority in accordance with the recommendations of the Statewide Management Strategy.

Weed Biological Control

Oregon implements biological control, or "biocontrol" as part of its integrated pest management approach to managing noxious weeds. This is the practice of using host-specific natural enemies such as insects or pathogens to control noxious weeds. The Oregon Department of Agriculture Noxious Weed Program has adopted the International Code of Best Practices for biological control of weeds. Only safe, effective, and federally- approved natural enemies will be used for biocontrol.

Table I: A-Listed Weeds

Common Name	Scientific Name
African rue	*Peganum harmala*
Camelthorn	*Alhagi pseudalhagi*
Cape-ivy	*Delairea odorata*
Coltsfoot	*Tussilago farfara*
Common frogbit	*Hydrocharis morsus-ranae*
Cordgrass Common Dense-flowered Saltmeadow Smooth	 *Spartina anglica* *Spartina densiflora* *Spartina patens* *Spartina alterniflora*
Delta arrowhead	*Sagittaria platyphyla*
European water chestnut	*Trapa natans*
Flowering rush	*Butomus umbellatus*
Garden yellow loosestrife	*Lysimachia vulgaris*
Giant hogweed	*Heracleum mantegazzianum*
Goatgrass Barbed Ovate	 *Aegilops triuncialis* *Aegilops ovata*
Goatsrue	*Galega officinalis*
Hawkweed King-devil Mouse-ear Orange Yellow	 *Hieracium piloselloides* *Hieracium pilosella* *Hieracium aurantiacum* *Hieracium floribundum*
Hoary alyssum	*Berteroa incana*
Hydrilla	*Hydrilla verticillata*
Japanese dodder	*Cuscuta japonica*
Kudzu	*Pueraria lobata*

(Continued) Table I: A-Listed Weeds

Common Name	Scientific Name
Matgrass	*Nardus stricta*
Oblong spurge	*Euphorbia oblongata*
Palmer amaranth	*Amaranthus palmeri*
Paterson's curse	*Echium plantagineum*
Purple nutsedge	*Cyperus rotundus*
Ravennagrass	*Saccharum ravennae*
Roundleaf bittersweet	*Celastrus orbiculatus*
Smooth frogbit (W. Indian spongeplant)	*Limnobium laevigatum*
Squarrose knapweed	*Centaurea virgata*
Starthistle Iberian Purple	 *Centaurea Iberica* *Centaurea calcitrapa*
Stinkwort (stinkweed)	*Dittrichia graveolens*
Thistle Plumeless Smooth distaff Taurian Turkish Welted (curly plumeless) Woolly distaff	 *Carduus acanthoides* *Carthamus baeticus* *Onopordum tauricum* *Carduus cinereus* *Carduus crispus* *Carthamus lanatus*
Water soldiers	*Stratiotes aloides*
White bryonia	*Bryonia alba*
Yellow floating heart	*Nymphoides peltata*
Yellowtuft	*Alyssum murale, A. corsicum*

Table II: B-Listed Weeds

Common Name	Scientific Name
Armenian (Himalayan) blackberry	*Rubus armeniacus (R. procerus, R. discolor)*
Biddy-biddy	*Acaena novae-zelandiae*
Broom	
French*	*Genista monspessulana*
Portuguese (T)	*Cytisus striatus*
Scotch*	*Cytisus scoparius*
Spanish	*Spartium junceum*
Butterfly bush	*Buddleja davidii (B. variabilis)*
Common bugloss (T)	*Anchusa officinalis*
Common crupina (T)	*Crupina vulgaris*
Common reed	*Phragmities australis ssp. australis*
Cutleaf teasel	*Dipsacus laciniatus*
Dyer's woad (T)	*Isatis tinctoria*
English hawthorn	*Crataegus monogyna*
Eurasian watermilfoil	*Myriophyllum spicatum*
False brome	*Brachypodium sylvaticum*
Field bindweed	*Convolvulus arvensis*
Garlic mustard (T)	*Alliaria petiolata*
Geranium	
Herb Robert	*Geranium robertianum*
Shiny leaf	*Geranium lucidum*
Giant reed (T)	*Arundo donax*
Gorse* (T)	*Ulex europaeus*
Halogeton	*Halogeton glomeratus*
Houndstongue	*Cynoglossum officinale*

* Biocontrol (See page 4)

(T) T-Designated Weed (See page 4)

(Continued) Table II: B Listed Weeds

Common Name	Scientific Name
Indigo bush	*Amorpha fruticosa*
Ivy Atlantic English	 *Hedera hibernica* *Hedera helix*
Jointed goatgrass	*Aegilops cylindrica*
Jubata grass	*Cortaderia jubata*
Knapweed Diffuse* Meadow* Russian* Spotted*	 *Centaurea diffusa* *Centaurea pratensis* *Acroptilon repens* *Centaurea stoebe (C. maculosa)*
Knotweed Bohemian* Giant* Himalayan Japanese*	 *Fallopia x bohemica* *Fallopia sachalinensis (Polygonum)* *Polygonum polystachyum* *Fallopia japonica (Polygonum)*
Kochia	*Kochia scoparia*
Lesser celandine	*Ranunculus ficaria*
Meadow hawkweed (T)	*Pilosella caespitosum (Hieracium)*
Mediterranean sage*	*Salvia aethiopis*
Medusahead rye	*Taeniatherum caput-medusae*
Old man's beard	*Clematis vitalba*
Parrot feather	*Myriophyllum aquaticum*
Perennial peavine	*Lathyrus latifolius*
Perennial pepperweed (T)	*Lepidium latifolium*
Pheasant's eye	*Adonis aestivalis*

* Biocontrol (See page 4) (T) T-Designated Weed (See page 4)

(Continued) Table II: B Listed Weeds

Common Name	Scientific Name
Pine echium (T)	*Echium pininana*
Poison hemlock*	*Conium maculatum*
Policeman's helmet	*Impatiens glandulifera*
Primrose-willow Large-flower (T) Water primrose (T) Floating (T)	 *Ludwigia grandiflora* *Ludwigia hexapetala* *Ludwigia peploides*
Puncturevine*	*Tribulus terrestris*
Purple loosestrife*	*Lythrum salicaria*
Ribbongrass (T)	*Phalaris arundinacea var. Picta*
Rose Dog Sweetbriar	 *Rosa canina* *Rosa rubiginosa*
Rush skeletonweed* (T)	*Chondrilla juncea*
Saltcedar* (T)	*Tamarix ramosissima*
Small broomrape	*Orabanche minor*
South American waterweed	*Egeria densa (Elodea)*
Spanish heath	*Erica lusitanica*
Spurge laurel	*Daphne laureola*
Spurge Leafy* (T) Myrtle	 *Euphorbia esula* *Euphorbia myrsinites*
St. Johnswort	*Hypericum perforatum*
Sulfur cinquefoil	*Potentilla recta*

* Biocontrol (See page 4) (T) T-Designated Weed (See page 4)

(Continued) Table II: B Listed Weeds

Common Name	Scientific Name
Swainsonpea	*Sphaerophysa salsula*
Tansy ragwort* (T)	*Senecio jacobaea (Jacobaea vulgaris)*
Thistle	
Bull	*Cirsium vulgare*
Canada*	*Cirsium arvense*
Italian	*Carduus pycnocephalus*
Milk	*Silybum marianum*
Musk	*Carduus nutans*
Scotch	*Onopordum acanthium*
Slender-flowered	*Carduus tenuiflorus*
Toadflax	
Dalmatian*	*Linaria dalmatica*
Yellow*	*Linaria vulgaris*
Tree of heaven	*Ailanthus altissima*
Ventenata grass	*Ventenata dubia*
Viper's bugloss (T)	*Echium vulgare*
Whitetop	
Hairy	*Lepidium pubescens*
Lens-podded	*Lepidium chalepensis*
Whitetop (hoary cress)*	*Lepidium draba*
Yellow archangel	*Lamiastrum galeobdolon*
Yellow bush lupine	*Lupinus arboreus*
Yellow flag iris	*Iris pseudacorus*
Yellow nutsedge	*Cyperus esculentus*
Yellow starthistle*	*Centaurea solstitialis*

* Biocontrol (See page 4) (T) T-Designated Weed (See page 4)

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Appendix B. Noxious Weed Lists for Morrow and Umatilla Counties

Morrow County Weed List:

NOXIOUS WEEDS

Noxious Weeds – "A" List" – Any plant that is determined by the weed advisory board, and so declared by the County Board of Commissioners to be injurious to public health, crops, livestock, land or property under provisions of Oregon State Statute and thus mandated for control.

Rush Skeletonweed

Yellow Starthistle

Tansy Ragwort

Yellow Toadflax

Dalmatian Toadflax

Mediterranean Sage

Leafy Spurge

Spikeweed

Musk Thistle

Scotch Thistle

Purple Loosestrife

Common Crupina

Whitetop (Hoary Cress)

Houndstongue

Flowering Rush

Yellow Flag Iris

Plumeless Thistle

WEEDS OF ECONOMIC IMPORTANCE

Weeds of Economic Importance – "B" List – Weeds of limited distribution in the county and subject to intensive control or eradication where feasible.

Poison Hemlock

Canada Thistle

Jointed Goatgrass

St. Johnswort

Perennial Sowthistle

Field Bindweed

Cereal Rye

Johnsongrass

Russian Knapweed

Diffuse Knapweed

Spotted Knapweed

Field Dodder

Water Hemlock

Medusahead Rye

Puncturevine

Kochia

Perennial Pepperweed

Myrtle Spurge

Ventenata

Downloaded January 2026 from the Morrow County Weed Department website:

https://www.morrowcountyor.gov/publicworks/page/weed-department

Umatilla County Weed List:

"A" Designated Weed List

- Camelthorn (Alhagi pseudalhagi)
- Common Bugloss (Anchusa officinalis)
- Common Crupina (Cupina vulgaris)
- Creeping Yellow Cress (Roripa sylvestris)
- Flowering Rush (Botomus umbellatus)
- Garlic Mustard (Alliaria petiolata)
- Japanese Knotweeds [fleece flower] (Polygonum cuspidatum [Fallopia japonica])
- Leafy Spurge (Euphorbia esula)
- Marijuana (Cannabis sativa)
- Meadow Knapweed (Centaurea jacea XC. Nigra)
- Myrtyle Spurge (Euphorbia myrsinites)
- Purple Loosestrife (Lythrum salicaria)
- Purple Starthistle (Centaurea calcitrapa)
- Rush Skeletonweed (Chondrilla juncea)
- Spike Weed (Hemizonia pungens)
- Spotted Knapweed (Centaurea maculosa)
- Tansy ragwort (Senecio jacobaea)
- Viper’s bugloss (Echiuin vulgare)
- Yellow flag iris (Iris pseudacorus)

"B" Designated Weed List

- Austrian Peaweed (Sphaerophysa salsula)
- Canada Thistle (Circium arvense)
- Cereal Rye (Secale cereale)
- Dalmation Toadflax (Linaria dalmatica)
- Dodder (Cuscuta pentagona)
- Diffuse Knapweed (Cuscuta pentagona)
- Hoary Cress (Cardaria draba)
- Johnsongrass (Sorghum halepense)
- Jointed Goatgrass (Aegilopscylindrica)
- Kochia (Kochia scoparia)
- Mediterranean Sage (Salvia aethiopis)
- Musk Thistle (Carduus nutans)
- Puncturevine (Tribulus terrestris)
- Poison hemlock (Coium maculatum)
- Quackgrass (Agropyron repens)
- Ragweed (Ambrosia artemisiifolia)
- Russian Knapweed (Acroptilion repens)
- Scotch Thistle (Onopordum acanthium)
- St. Johswort (Hypericum perforatum)
- Yellow Starthistle (Centaurea solstitialis)

Downloaded January 2026 from the Umatilla County Weed Department website:

https://www.co.umatilla.or.us/road/departments/road/weed/noxious-weed-control-list

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Appendix C. Recommended Timing and Control Methods

Noxious Weed Species	Method and Timing of Control
Bassia scoparia (Kochia)	**Aminocyclopyrachlor + chlorsulfuron** – Apply either pre-emergence (late winter/early spring) or post-emergence. Postemergence is most effective on seedlings. • Rate: 4.75 to 8 oz/a[1] **Chlorsulfuron –** Apply pre-emergence (late winter/early spring), or post-emergence from seedling to bolting stage of growth. • Rate: 0.75 oz ai/a (1 oz/a)[1] **Dicamba –** Apply in spring when seedlings are actively growing. • Rate: 0.25 to 1 lb ae/a (0.5 to 2 pints/a)[1] **Fluroxypyr** – Apply in spring from seedling to bolting stage of growth. • Rate: 2.1 to 7.7 oz ae/a (6 to 22 o/a)[1] **Glyphosate** – Apply in spring from seedling to flowering stage of growth. • Rate: 1.1 to 1.7 lb ae/a[1] **Hexazinone –** Apply pre-emergence in the early spring. • Rate: 0.5 to 1.5 lb ai/a (2 to 6 pints/a)[1] **Imazapyr –** Apply pre-emergence (late winter/early spring) or post-emergence to actively growing kochia. • Rate: 0.5 to 1.5 lb ae/a (2 to 4 pints/a)[1] **Metsulfuron –** Apply in spring from seedling to flowering stage of growth. • Rate: 0.6 to 1.2 oz ai/a (1 to 2 oz/a)[1] **Rimsulfuron –** Apply pre-emergence (late winter/early spring) or post-emergence to kochia seedlings. • Rate: 1 oz ai/a (4 oz/a)[1]
Centaurea diffusa (diffuse knapweed)	**2,4-D –** Apply at the early stage of flower stem elongation (late April to early May). • Rate: 1 to 2 lb ae/a[1] **Aminocyclopyrachlor + chlorsulfuron** – Apply to actively growing plants in spring. • Rate: 1.8 to 3.2 oz/a aminocyclopyrachlor + 0.7 to1.3 oz/a chlorsulfuron (4.5 to 8 oz/a of product)[1] **Aminopyralid** – Consult label for optimum timing. Diffuse and spotted knapweed: apply to actively growing plants in fall or in spring from rosette to bolting growth stages. • Rate: 1 to 1.75 oz ae/a[1] **Clopyralid –** Up to the bud stage of knapweeds. • Rate: 0.25 to 0.5 lb ae/a (0.66 to 1.33 pints/a)[1] **Clopyralid + 2,4-D amine (Curtail) –** Apply after most rosettes emerge but before flower stem elongates. • Rate: 2 to 4 quarts/a Curtail[1] **Diflufenzopyr + dicamba –** Apply to rosettes. • Rate: 0.26 to 0.35 lb ae/a[1] **Glyphosate –** Apply to actively growing knapweed when most plants are at bud stage. • Rate: 3 lb ae/a[1] **Picloram –** Apply in late spring before or during flower stem elongation. • Rate: 0.25 to 0.5 lb ae/a[1] **Triclopyr + clopyralid –** Apply from rosette to early bolt stage when weeds are actively growing. • Rate: 1.5 to 2 pints/a[1]

Noxious Weed Species	Method and Timing of Control
Centaurea repens (Russian knapweed)	**2,4-D –** Apply at the early stage of flower stem elongation (late April to early May). • Rate: 1 to 2 lb ae/a[1] **Aminocyclopyrachlor + chlorsulfuron** – Apply to actively growing plants in spring. • Rate: 1.8 to 3.2 oz/a aminocyclopyrachlor + 0.7 to1.3 oz/a chlorsulfuron (4.5 to 8 oz/a of product)[1] **Aminopyralid** – Spring or fall when rosettes are present. • Rate: 1.75 oz ae/a (7 fluid oz/a Milestone)[1] **Clopyralid –** apply before the bud stage of knapweeds. • Rate 0.25 to 0.5 lb ae/A (0.66 to 1.33 pints/A). Labeled rates vary with crops. **Clopyralid + 2,4-D amine –** Apply after most rosettes emerge but before flower stem elongates. • Rate: 2 to 4 quarts/A Curtail **Diflufenzopyr + dicamba –** Apply to rosettes • Rate: 0.26 to 0.35 lb ae/A (6 to 8 oz/A) **Glyphosate -** Apply to actively growing knapweed when most plants are at bud stage. • Rate: 3 lb ae/A **Imazapic -** Apply in fall or early winter after Russian knapweed has grown old. • Rate: 0.188 lb ai/A for Russian knapweed **Picloram -** Apply in late spring before or during flower stem elongation. • Rate: 0.25 to 0.5 lb ae/A (1 lb ae/A for Russian knapweed) **Triclopyr + clopyralid -** Apply from rosette to early bolt stage when weeds are actively growing. Russian knapweed should be in early bud to early flower growth stage. • Rate: 1.5 to 2 pints/A (2.5 to 4 pints/A for Russian knapweed)
Centaurea solstitialis (yellow starthistle)	**2,4-D LV ester or 2,4-D amine –** Apply before flowering. • Rate: 1 lb ae/a[1] in 50 gallons of water **Aminocyclopyrachlor + chlorsulfuron –** Apply to actively growing plants. • Rate: 1.2 to 1.8 oz/a[1] aminocyclopyrachlor + 0.5 to 0.7 oz/a chlorsulfuron (3 to 4.5 oz/a of product) **Aminopyralid (Milestone) –** Apply to plants at the rosette through bolting stages. • Rate: 0.75 to 1.25 oz ae/a (3 to 5 fluid oz/a Milestone)[1] **Chlorsulfuron –** For best results apply to young, actively growing plants. • Rate: 1.125 oz ai/a (1.5 oz/a)[1] **Clopyralid –** After most rosettes have emerged but before bud formation. • Rate: 0.09 to 0.375 lb ae/a (0.25 to 1 pint/a)[1] **Clopyralid + 2,4-D amine (Curtail) –** Apply after most rosettes have emerged but before bud formation. • Rate: 1 to 5 quarts/a Curtail[1] **Dicamba –** Apply when plants are still in rosettes but before flower stems elongate. • Rate: 1 to 2 lb ae/a[1] **Diflufenzopyr + dicamba –** Apply to seedlings or rosettes. • Rate: 0.26 to 0.35 lb ae/a (6 to 8 oz/a)[1] **Picloram –** In spring, to plants still in rosette through bud formation. • Rate: 0.25 to 0.375 lb ae/a[1] **Triclopyr + clopyralid –** Apply from rosette to early bolt stage when starthistle is actively growing.

Noxious Weed Species	Method and Timing of Control
	• Rate: 1.5 to 2.5 pints/a[1]
Chondrilla juncea (rush skeletonweed)	**2,4-D or MCPA –** Apply to rosettes in the spring immediately before or during bolting. • Rate: 2 lb ae/a[1] **Aminocyclopyrachlor + chlorsulfuron –** Apply to actively growing plants in spring. • Rate: 1.8 to 3.2 oz/a1 aminocyclopyrachlor + 0.7 to 1.3 oz/a chlorsulfuron (4.5 to 8 oz/a of product) **Aminopyralid (Milestone) –** Spring or fall when rosettes are present. • Rate: 1.75 oz ae/a (7 fluid oz/a Milestone)[1] **Clopyralid –** Apply to rosettes in fall or up to early bolting in spring. • Rate: 0.25 to 0.375 lb ae/a (0.66 to 1 pint/a)[1] **Picloram –** Apply from late fall to early spring. For best results, apply just before or during bolting. • Rate: 1 lb ae/a[1]
Convolvulus arvensis (field bindweed)	**2,4-D (for suppression) amine –** Apply at bud growth stage or at summer fallow in early August. • Rate: 2 to 3 lb ae/a[1] **Aminocyclopyrachlor + chlorsulfuron –** Apply to broadleaf weeds in spring. • Rate: 1.8 to 3.2 oz/a[1] aminocyclopyrachlor + 0.7 to 1.3 oz/a chlorsulfuron (4.5 to 8 oz/a of product)[1] **Dicamba or dicamba + 2,4-D (for suppression) –** Apply during fallow, before planting and when plants are actively growing. • Rate: 0.5 to 1 lb ae/a dicamba; or 0.5 to 1 lb ae/a dicamba + 1 to 2 lb ae/a 2,4-D[1] **Dicamba or dicamba + 2,4-D (for control) –** Apply in late summer or fall before killing frost. • Rate: 1 to 2 lb ae/a dicamba; or 1 to 2 lb ae/a dicamba + 1 to 2 lb ae/a 2,4-D[1] **Glyphosate –** Apply at full bloom to early seed stage of maturity. Application on fall regrowth may provide some control. • Rate: 3 to 3.75 lb ae/a[1] **Glyphosate + 2,4-D (Landmaster BW)–** Apply to bindweed runners that are at least 10 inches long. Use 1% solution to spot treat with high-volume, spray-to-wet applications. Tilling after treatment may improve control. • Rate: 0.378 to 0.67 lb ae/a (54 oz/a Landmaster)[1] **Glyphosate + dicamba –** Apply mid- to late-bloom but before seed matures. Applying to fall regrowth may give some control. • Rate: 1.5 lb ae/a glyphosate + 0.5 lb ae/a dicamba[1] **Imazapic –** Apply after 25% bloom through fall to actively growing bindweed. • Rate: 0.125 to 0.188 lb ai/a[1] **Metsulfuron –** Apply to actively growing bindweed in bloom stage. • Rate: 0.6 to 1.2 oz ai/a (1 to 2 oz/a)[1] **Picloram –** Apply in the growing season on non-cropland when bindweed is visible. Timing is not critical, but results are most consistent if bindweed is in early bud to full bloom. • Rate: 1 lb ae/a[1]

Noxious Weed Species	Method and Timing of Control
	Quinclorac – Apply in fall before frost to actively growing bindweed with stems at least 4 inches long. • Rate: 6 oz ai/a (8 oz/a)[1]
Hemizonia pungens (common spikeweed)	**2,4-D –** Apply postemergence when plants are in rosette stage in winter or early spring. Application during cool weather allows for the use of ester formulations of 2,4-D, which may have better absorption into the glandular leaves. • Rate: 1.5 qt product/acre (1.4 lb a.e./acre) **Aminocyclopyrachlor + chlorsulfuron (Perspective) –** Apply preemergence or early postemergence before bolting. • Rate: 1.75 to 2.75 ounces product/acres **Dicamba** – Apply postemergence when target plants are small and rapidly growing. • Rate: 1 to 2 pt product/acre (0.5 to 1 lb a.e./acre) **Chlorsulfuron –** Apply preemergence or postemergence to plants in rosette stage. • Rate: 0.5 to 1 oz product/acre (0.375 to 0.75 oz a.i./acre)
Onopordum acanthium (Scotch thistle)	**2,4-D –** spring or fall. • Rate: 1.5 to 2 lb ae/a[1] **Aminocyclopyrachlor + chlorsulfuron (Perspective) –** Apply to actively growing plants in spring. • Rate: 1.8 to 3.2 oz/a aminocyclopyrachlor + 0.7 to 1.3 oz/a chlorsulfuron (4.5 to 8 oz/a of product)[1] **Aminopyralid (Milestone)** – Apply in spring or early summer to rosettes or bolting plants or in fall to seedlings and rosettes. • Rate: 0.75 to 1.25 oz ae/a (3 to 5 fl oz/a Milestone)[1] **Chlorsulfuron –** Apply to young, actively growing plants. • Rate: 0.75 oz ai/a (1 oz/a)[1] **Clopyralid + 2,4-D amine (Curtail) –** Apply to actively growing thistle after most basal leaves emerge but before bud stage. • Rate: 1 to 5 quarts/a Curtail1 **Clopyralid –** Apply up to the bud stage. • Rate: 0.09 to 0.375 lb ae/a (0.25 to 1 pint/a)[1] **Dicamba –** Apply before flower stalk lengthens on established plants and for seedling control. Spray fall applications to control rosettes. • Rate: 0.5 to 1 lb ae/a[1] **Diflufenzopyr + dicamba –** Apply to the rosettes. • Rate: 0.175 to 0.35 lb ae/a (4 to 8 oz/a)[1] **Glyphosate + 2,4-D –** Apply to plants in rosette stage of growth in spring or before freeze- up in fall. • Rate: Broadcast: 16 to 32 fl oz/a[1]. Spot treatment: 1 to 2% solution. **Metsulfuron (Escort and others) –** Apply post-emergence to actively growing plants. • Rate: Escort: 0.6 oz ai/a (1 oz/a)[1] **Picloram –** Apply in the fall before thistle bolts. • Rate: 0.25 lb ae/a[1] **Triclopyr + clopyralid –** Apply to actively growing thistle from rosette to early bolt stage. • Rate: 1.5 to 2 pints/a[1]

Noxious Weed Species	Method and Timing of Control
Taeniatherum caput-medusae (medusahead)	Consult with Morrow County and Umatilla County Weed Supervisors. **Aminopyralid –** Apply preemergence in fall. • Rate: 7 to 14 oz product/acre (1.75 to 3.5 ox a.e./acre) **Glyphosate –** For selective control in shrubland, apply post-emergence in spring after all seedlings are up and before heading; the tillering stage is ideal. For late-season, non- selective control, apply to rapidly growing plants before seeds are produced. • Rate: 0.75 to 1 pint product /a (0.42 to 0.56 lb a.e./acre) for early-season selective control in shrubland or other perennial systems; 1 to 2 quarts product (Roundup ProMax)/acre (1.1 to 2.25 lb a.e./a)1 for late-season, non-selective control. **Imazapic –** Fall or spring. In warm-winter areas, fall applications may be most effective. In colder climates, spring applications after snow melt is better. • Rate: 4 to 12 fluid oz product/a (1 to 3 oz ae/a)1 **Rimsulfuron –** Apply pre-emergence (fall) to early post-emergence (early spring) • Rate: 4 oz product/a (1 oz active ingredient (ai)/a)1 **Sulfometuron –** Pre-emergence to early post-emergence. Pre-emergence (fall) applications are generally more effective. • Rate: 0.75 to 1.5 oz product/a (0.56 to 1.13 oz ai/a)1 **Sulfometuron + chlorsulfuron –** Pre-emergence in fall or after soil thaws in spring. • Rate: 1.5 to 2.25 oz product/a1
Tribulus terrestris (puncturevine)	**2,4-D amine or 2,4-D LV ester–** Apply every 3 weeks during growing season or when new seedlings appear. • Rate: 1 to 2 lb ae in 10 to 20 gal water for spot treatments **Aminocyclopyrachlor + chlorsulfuron–** Apply to actively growing plants in spring • Rate: 1.8 to 3.2 oz/A aminocyclopyrachlor + 0.7 to 1.3 oz/A chlorsulfuron (4.5 to 8 oz/A of product) **Bentazon (Basagran) + imazamox (Raptor)–** Apply to small, actively growing puncturevine • Rate: 0.75 to 1 lb ai/A bentazon + 0.031 lb ai/A imazamox (4 oz/A Raptor) **Bromacil + diuron–** Apply before weeds emerge. • Rate: 8 lb ai/A (10 lb/A)[1] **Chlorsulfuron–** Apply late fall or late winter preemergence to growth. Needs moisture to activate. • Rate: 1 oz ai/A (1.5 oz/A)[1] **Fomesafen –** Apply pre- and postemergence, depending on crop. • Rate: 1 to 2 pints/A (0.25 to 0.5 lb ai/A)[1] **Imazapic –** Apply early postemergence when plants are cracking. • Rate: 0.125 to 0.188 lb ai/a[1] **Indaziflam –** Apply at least several weeks prior to expected germination of puncture vine Apply to dry soils when rain is not expected for at least 48 hr. Can be successfully applied several months in advance of weed germination. • Rate: Grazed areas 0.046 to 0.065 lb ai/A (3.5 to 5 oz/A Rejuvra); areas not grazed or cut for hay 0.046 to 0.09 lb ai/A (3.5 to 7 oz/A Rejuvra). Use lower rates only where weed pressure is light and shorter period of residual activity is desired.f

Noxious Weed Species	Method and Timing of Control
	Norflurazon – Apply in fall to spring, before puncture vine emerges. • Rate: Refer to label. Adjust rates depending on soil texture and organic matter **Paraquat –** Apply as a postemergence spray to puncture vine foliage • Rate: 0.38 to 0.49 lb ai/A[1]
Sources: DiTomaso e al. 2013; Kyser et al. 2014, Prather and Peachey 2022. [1]a = acre; ae = acid equivalent; ai = active ingredient; lb= pound; oz = ounces	

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DRAFT Revegetation Plan

Wheatridge Renewable Energy Facility Northeast

Draft Revegetation Plan

Prepared for
Wheatridge Northeast Wind, LLC

Prepared by

TETRA TECH

Q1 2026

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1.0 Introduction

The Wheatridge Renewable Energy Facility East (Facility) is an approved wind energy generation facility with the capacity to generate up to 300 megawatts (MW). As approved, the Facility has up to 107 wind turbines with associated supporting facilities, and is located within an approved Site Boundary of approximately 78,985 acres across Morrow and Umatilla counties, Oregon.

The northeastern portion of the approved Facility (located in both Umatilla and Morrow counties) has yet to begin construction, and the Certificate Holder proposes to split this area from the remainder of the Facility currently under construction. Request for Amendment 2 (RFA 2) seeks to divide the Facility into two separate facilities within the approved Site Boundary.

1. **Wheatridge Renewable Energy Facility East (WREFE)** – Wind energy facility in Morrow County, including 71 wind turbines and related or supporting facilities, with a total generating capacity up to 200 MW. The Certificate Holder and Certificate Holder Owner will remain the same.
2. **Wheatridge Renewable Energy Facility Northeast (WREFNE)** – Wind energy facility in Morrow and Umatilla counties, including 36 wind turbines and related or supporting facilities, with a total generating capacity up to 100 MW. The Certificate Holder will be changed to Wheatridge Northeast Wind, LLC. NextEra Energy Resources will remain the Certificate Holder Owner.

Once the amendment process is complete, each facility will be a stand-alone Facility, but may share related or supporting facilities with one another similar to other projects approved by the Energy Facility Siting Council (EFSC). This includes splitting the Site Boundary and micrositing corridors. This Revegetation Plan (Plan) has been prepared for WREFNE, to support the Facility's RFA 2.

The details of this Plan were developed based on previous consultations for the approved site certificate and on other projects by the Certificate Holder's parent company in the region. The details of this Plan will be finalized in consultation with personnel from the Oregon Department of Fish and Wildlife (ODFW), the Oregon Department of Energy (ODOE), and the Morrow and Umatilla County weed control departments. Information on Morrow and Umatilla county-listed noxious weeds, noxious weeds observed during surveys, and treatment and monitoring of noxious weeds are included in the Draft Noxious Weed Control Plan (see Attachment 7 of RFA 2). Throughout construction and revegetation activities, the Certificate Holder will take appropriate actions to prevent the spread of noxious weeds (see Attachment 7 of RFA 2). Where appropriate, and pursuant to consultation with the Morrow and Umatilla county weed control supervisors, monitoring of noxious weeds and the effectiveness of weed control/eradication efforts will be performed concurrently with the revegetation monitoring described in this document.

The Certificate Holder will consult with Oregon Department of Agriculture (ODA) on revegetation, weed treatment, and restoration for areas in proximity to occurrences of Laurence's milkvetch (*Astragalus collinus* var. *laurentii*).

This Plan will also be used to evaluate soils in areas of temporary disturbance and inform the final assessment of temporarily impacted soils including erosion, compaction impact potential, and reclamation measures. The analysis of soils includes soil classification and description of soil properties, existing vegetation cover, historic and current land use, and seasonal precipitation conditions. Based on the soil analysis, the Certificate Holder shall develop quantitative reclamation criteria that will be used to measure successful reclamation of disturbed soils. This Plan, including the soil reclamation criteria, will be submitted to ODOE for review and approval in consultation with the Umatilla Soil and Water Conservation District, the Morrow Soil & Water Conservation District, ODA, the Natural Resources Conservation Service (NRCS), or a designated third-party consultant with expertise in soils.

2.0 Site Description

The Facility is located in Oregon's Umatilla and Morrow counties. It lies within the Columbia Plateau Ecoregion. The elevations within the WREFNE portion of the Site Boundary range from 761 to 2,572 feet above mean sea level. The Facility is sited entirely on private land and includes agricultural land used for cultivation of primarily wheat and grazing of livestock. Native vegetation has been modified not only through agricultural conversion, but also through historical and current livestock grazing, by changes in fire regimes, and by the presence of exotic grasses and other vegetation, although large tracts of relatively intact native perennial grassland are present.

2.1 Soil Types

The WREFNE portion of the Site Boundary is zoned Exclusive Farm Use by Morrow County. WREFNE is located on private agricultural land, generally used for dryland wheat production or as rangeland. There are 51 major soil types (soil units) in the WREFNE portion of the Site Boundary. The four soil units that make up 5 percent or more of the WREFNE portion of the Site Boundary are described in Table 1.

Historic and current land uses within the WREFNE portion of the Site Boundary primarily consist of land use categories "non-irrigated agriculture" (approximately 27 percent) and "habitat lands" (approximately 73 percent). The WREFNE portion of the Site Boundary includes some areas with soils defined as High Value Farmland by the NRCS (NRCS 2021).

Table 1. Soil Units Making Up Five Percent or More of the WREFNE Site Boundary

Soil Type	Soil Description	Approximate Thickness (cm)	Formation Setting	Permeability	Runoff	Hazard for Erosion	Wind Erosion Rating[1]	K-factor[2]	Percent of Site Boundary
Lickskillet Very Stony Loam (7–40% slopes)	These are shallow, well-drained soils formed in stony colluvium. They are composed of loess, rock fragments and residuum weathered from basalt and rhyolite. Lickskillet soils are on uplands, about 1.4 inches thick. The erosion hazard is moderate. Most slopes in the WREFNE Site Boundary are between 7 and 40 percent. The soil has low permeability and high runoff.	43	loess mixed with colluvium from basalt	Low	High	Moderate	7	(0.37-0.43)	10
Shano Silt Loam (2 – 7% slopes)	These are deep, well-drained soils formed in loess over calcareous, lacustrine deposits. Shano silt loam soils are hillslopes about 65 inches thick. The erosion hazard is severe. Slopes within the site are 2 to 7 percent and the soils have high permeability and moderately high runoff.	>200	loess over calcareous, lacustrine deposits	High	Moderately Low	Moderate	5	(0.55 - 0.64)	15
Valby Silt Loam (7-12% slopes)	These are shallow, well-drained soils formed in loess over basalt and consisting of silt loam. Valby silt loam soils are on hillslopes, about 30 inches thick. The erosion hazard is severe. Most slopes in the WREFNE Site Boundary are between 12 and 20 percent. The soil has moderate permeability and moderately high runoff.	76	loess over basalt	Moderate	Moderately High	Severe	5	(0.43-0.55)	10
Shano Silt Loam (7 – 12% slopes	These are deep, well-drained soils formed in loess over calcareous, lacustrine deposits. Shano silt loam soils are hillslopes about 65 inches thick. The erosion hazard is severe. Slopes within the site are 7 to 12 percent and the soils have high permeability and moderately high runoff.	>200	loess over calcareous, lacustrine deposits	High	Moderately Low	Severe	5	(0.55 – 0.64)	8

1. A wind erodibility group consists of soils that have similar properties affecting their susceptibility to wind erosion in cultivated areas. The soils assigned to group 1 are the most susceptible to wind erosion, and those assigned to group 8 are the least susceptible.

2. Erosion factor K (Kw for the whole soil) indicates the susceptibility of a soil to sheet and rill erosion by water. Factor K is one of six factors used in the Universal Soil Loss Equation and the Revised Universal Soil Loss Equation to predict the average annual rate of soil loss by sheet and rill erosion in tons per acre per year. The estimates are based primarily on silt, sand, and organic matter percentage and on soil structure and saturated hydraulic conductivity. Values of K range from 0.02 to 0.69. Other factors being equal, the higher the value, the more susceptible the soil is to sheet and rill erosion by water.

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2.2 Existing Habitat

Habitat subtypes within the WREFNE Site Boundary primarily consist of Exotic Annual Grassland (34 percent; Grassland habitat type), Native Perennial Grassland (29 percent; Grassland habitat type), Dryland Wheat (26 percent; Developed habitat type), Rabbitbrush/Snakeweed Shrub-steppe (6 percent; Shrub-steppe habitat type), Revegetated/Other Planted Grassland (2 percent; Developed habitat type) and Basin Big Sagebrush (2 percent; Shrub-steppe habitat type). Other habitat subtypes make up less than 1 percent of the WREFNE Site Boundary.

The southern portion of the WREFNE Site Boundary overlaps with ODFW-designated Mule Deer Winter Range and is therefore classified as Category 2, which is considered essential and limited habitat where it is not cultivated or developed (i.e., Category 6). The WREFNE Site Boundary also overlaps with the locations of Washington ground squirrel (*Urocitellus washingtoni*; state endangered) colonies, which have associated Category 1 (essential, limited, and irreplaceable habitat) and Category 2 wildlife habitat, where it is not cultivated or developed. Outside of Mule Deer Winter Range and Category 1 and 2 habitat, the Facility includes Category 3 (essential habitat, or important and limited habitat) and Category 4 (important habitat) wildlife habitat. Agricultural and developed land is classified as Category 6, which is considered habitat that has low potential to become essential or important habitat. Two of the three Category 6 habitat subtypes (Developed-Dryland Wheat and Developed-Irrigated Agriculture) are grouped together as cropland for the purposes of revegetation. The Developed-Other habitat subtype includes farm and ranch homes and related infrastructure, roads, quarries, livestock facilities, and other areas associated with human activity. All other habitat subtypes are collectively referred to as wildlife habitat for the purposes of revegetation (Table 2).

Table 2. Habitat Types and Revegetation Classes in the WREFNE Site Boundary

Revegetation Class	Habitat Type and Subtype
Cropland and Developed Land	Developed-Dryland Wheat
	Developed-Irrigated Agriculture
	Developed-Other
Wildlife Habitat	Grassland-Exotic Annual
	Grassland-Native Perennial
	Shrub-steppe-Basin Big Sagebrush
	Shrub-steppe-Rabbitbrush/Snakeweed
	Riparian Forest and Natural Shrubland Complexes-Eastside (Interior) Riparian
	Open Water – Lakes, Rivers, Streams-Permanent Ponds/Lakes
	Wetlands-Riverine Wetlands

2.3 Existing Agricultural Practices

Agricultural land within the WREFNE Site Boundary includes two types of crops (dryland and irrigated), as well as grazed rangeland. Dryland crops are on the majority of the hillsides within the

WREFNE Site Boundary. There are two pivot circles with irrigated crops in the valley bottom at the northern end of the WREFNE Site Boundary. The rangeland covers the hillsides in the southernmost part of the WREFNE Site Boundary.

Approximately 26 percent of the land in the WREFNE micrositing corridor is in a 2-year dryland winter wheat/fallow crop rotation (land use category "Agriculture, non-irrigated" in Exhibit K, Table K-3 of RFA 1). Dryland wheat is planted in the fall and harvested in early summer. After harvest the farmer will leave standing stubble over the next year until planting in the late fall of year two of the crop rotation. That fallow period allows for the collection of moisture in the soil; leaving the standing stubble reduces wind and water erosion on cropland. Herbicides are applied during the fallow year to kill off any vegetation that will use moisture present in the soil profile. Some farmers will seed directly into the standing stubble (no-till farming) while others will till the stubble and then seed (conservation tillage). The conventional method of tilling after harvest is no longer commonly used in the inland Northwest because of the loss of topsoil to wind and water erosion during the fallow year.

Less than 1 percent of the WREFNE Site Boundary contains irrigated cropland (Table K-3 and on Figure K-3 of Exhibit K, RFA 1). Irrigated crops within the Facility include alfalfa (five- to six-year rotation), seed corn (annual crop), and sorghum (annual crop). These crops are planted in the spring with herbicides applied on an as-needed basis.

Approximately 73 percent of the WREFNE Site Boundary contains rangeland. Rangeland within the WREFNE Site Boundary is a mix of grassland (Exotic Annual and Native Perennial); Riparian; Shrub-steppe; Cliffs/Caves/Talus; and occasional streams and wetlands (Table 2). Management is minimal in the rangeland and mostly consists of maintenance of the two-track roads and livestock watering facilities.

3.0 Temporary Impacts

3.1 Temporary Impacts to Cropland

Temporary disturbance to areas identified as Cropland (Developed-Dryland Wheat, Developed-Irrigated Agriculture, and Developed-Other habitat subtypes) are shown in Table 3. Restoration of Developed-Other habitat subtypes will be determined on a case-by-case basis and is not covered further in this Plan. Temporary disturbances to Developed-Dryland Wheat and Developed-Irrigated Agriculture will be restored as described in Section 4.4.

Table 3. Summary of Temporary Impacts to Cropland

Habitat Category and Habitat Type-Subtype	Temporary Impact (acres)[1]
Category 6	
Developed-Dryland Wheat	260.6
Developed-Irrigated Agriculture	0.9
Developed-Other	11.2

Habitat Category and Habitat Type-Subtype	Temporary Impact (acres)[1]
Subtotal Category 6	**72.7**
1. Totals in this table may not be precise due to rounding.	

3.2 Temporary Impacts to Wildlife Habitat

Temporary disturbance to areas identified as wildlife habitat are shown in Table 4. These temporary disturbances will be restored as described in Section 4.5.

Table 4. Summary of Temporary Impacts to Wildlife Habitat

Habitat Category and Habitat Subtype	Temporary Impact (acres)[1]
Category 2	
Grassland-Exotic Annual	76.5
Grassland-Native Perennial	71.0
Shrub-steppe-Rabbitbrush/Snakeweed	6.1
Riparian Forest and Natural Shrubland Complexes-Eastside (Interior) Riparian	<0.1
Open Water – Lakes, Rivers, Streams-Intermittent or Ephemeral Streams	<0.1
Wetlands-Riverine Wetlands	0.2
Subtotal Category 2	**153.8**
Category 3	
Grassland-Native Perennial	5.6
Shrub-steppe-Basin Big Sagebrush	5.1
Subtotal Category 3	**10.7**
Category 4	
Grassland-Exotic Annual	44.3
Shrub-steppe - Rabbitbrush/Snakeweed	0.1
Open Water – Lakes, Rivers, Streams-Intermittent or Ephemeral Streams	<0.1
Subtotal Category 4	**44.5**
Grand Total	**208.9**
Note: Totals in this table may not sum correctly due to rounding; <0.1 means greater than zero but less than 0.05 acres of impact.	

4.0 Revegetation Methods

This Plan addresses revegetation methods for cropland (Dryland Wheat, Irrigated Agriculture) and wildlife habitat. Revegetation will begin as soon as feasible after construction completes. Seeding

and planting will be done in a timely manner and in the appropriate season. Restoration of Dryland Wheat and Irrigated Agriculture will be designed in consultation with the landowner.

4.1 Roles and Responsibilities

The construction contractor will be responsible for implementing the measures in the National Pollutant Discharge Elimination System (NPDES) 1200-C permit, as well as the revegetation activities discussed herein during and immediately after construction. A qualified botanist or revegetation specialist will be responsible for monitoring and reporting on revegetation success. Remedial revegetation actions, if needed during the operation phase, will be performed by a qualified contractor. The Certificate Holder will be responsible for ensuring that all contractors perform work in accordance with permit requirements and all agreed upon methods for revegetation. Additionally, for areas in proximity to occurrences of Laurence's milkvetch, the Certificate Holder will consult with ODA on revegetation, weed treatment, and restoration.

Revegetation is challenging in the arid conditions in the vicinity of the Facility. Other energy facilities in the region have struggled to meet revegetation success criteria. This Revegetation Plan incorporates the Certificate Holder's "lessons learned" from previous projects, with the goal of implementing effective revegetation actions. Key lessons learned have included the need for seeding and planting within narrow, site-specific windows based on weather and soil moisture levels, and the importance of closely managing revegetation contractor methods and procedures.

To increase the probability of revegetation success and ensure no loss of habitat quality for temporary disturbances to wildlife habitat, the Certificate Holder will ensure that the contractor selected for the revegetation of temporary impact areas will be a qualified restoration and seeding contractor with demonstrated experience in the Columbia Plateau. Options the Certificate Holder is considering for contracting and managing this work include:

- Having their construction contractor subcontract the revegetation of temporary impact areas out to a qualified restoration and seeding contractor. The contract will stipulate the Certificate Holder's right to dictate the timing, methods, and management of seeding.
- Contracting directly with the qualified restoration and seeding contractor, with the power to contractually enforce seed timing and methods.
- Having their environmental contractor (e.g., Tetra Tech) contract with the qualified restoration and seeding contractor, with the power to contractually enforce seed timing and methods.

The restoration and seeding contractor's qualifications will be provided as a submittal to ODOE prior to construction. Additionally, staff from either the Certificate Holder or their environmental contractor (e.g., Tetra Tech) will field-verify seeding method and timing requirements are followed appropriately, and will document any variances and the justifications for those variances. Monitoring and follow-up will be provided, as described in Section 5.0, to ensure oversight and increase the probability of revegetation success.

4.2 Site Preparation

In areas where soil is removed during construction, the following measures will be taken where appropriate:

- The topsoil will be stockpiled separately from the subsurface soils.
- Mineral soils will be decompacted where needed, i.e., reclaimed crane paths, laydown yards, and temporary roads.
- The conserved soil will be put back in place as topsoil prior to revegetation activities.
- Prior to seeding and/or planting of revegetation areas, soils will be prepared to facilitate revegetation success.
- Soil preparation will involve standard, commonly used methods, and will take into account all relevant site-specific factors, including slope, size of area, and erosion potential.
- Topsoil and other soils from noxious weed infested areas will not be moved outside of the infested areas and will be returned to its previous location during reclamation activities;
- Soils from weed infested areas may be treated with a pre-emergent herbicide prior to initiation of revegetation efforts, depending on site-specific conditions;
- Movement of topsoil and other soils from non-infested areas will be limited to eliminate the transport of weed seeds, roots, or rhizomes.
- In general, the soil will be prepared into a firm, fine-textured seedbed that is relatively free of debris before seeding or planting. Shallow tilling with a disc, followed by a harrow or drag if necessary, can typically achieve this. If replaced soil is too soft, then seeds may be buried too deep to properly germinate; a roller or culti-packer should be used to pack down the soil.
- In non-cropland areas, site complexity will be considered during soil preparation. For instance, it may be desirable to purposely create an uneven, patchy site that allows for depressions and other microsites that result in small variations in aspect and moisture holding to promote complexity.
- The construction contractor will use mulching and other appropriate practices, as required by the NPDES 1200-C permit, to control erosion and sediment during construction and revegetation work.

4.3 Soil Reclamation

Successful vegetative reclamation of disturbed areas depends on productive soils. Therefore, soil reclamation is included and addressed as part of this Plan.

4.3.1 Soil Quantitative Reclamation Criteria

For the purposes of this Facility, adverse impacts will be considered as a change from the current conditions of the soils within the construction areas. A quantitative assessment of the physical and chemical soil characteristics including the following will be used to determine if the impacted soils are measurably different (more than 10 percent different) from the surrounding undisturbed soils:

- **Soil physical observations and estimations**. These tests involve describing the soils physical characteristics and include describing the soil profile and determining aggregate size. Soil pits up to 36 inches will be dug in the sampling area. Soils will then be described by their topsoil depths, Munsell Color, and aggregate size. Topsoil depth is important for water storage and nutrient supply for plant growth. Generally, removal of the topsoil will result in loss of soil fertility, water-holding capacity, soil organic carbon content, and productivity. Soil structure is the arrangement and organization of particles in the soil. Soil structure affects the retention and transmission of water and air in the soil as well as the mechanical proper ties of the soil. This test only needs to be done once at the start of the site monitoring efforts as these characteristics will not change unless there are additional disturbances to the soil.
- **Infiltration rate test**. Infiltration is the process of water entering the soil. The rate at which water enters the soil is the infiltration rate, which is dependent on the soil type; soil structure, or amount of aggregation; and the soil water content (Lowery et al. 1996). This test will show the effects of compaction from construction in each site. Compacted soils will have less pore space, resulting in lower infiltration rates. Lower infiltration rates will result in more runoff (creating erosion issues) and less available water for plants.
- **Nutrient test that includes organic matter content and pH.** A nutrient test will show the plant available nutrients in the soil which is an indicator for plant productivity. The organic matter content measurement gives the amount of stored nutrients, including organic carbon, in the soils that can be made available to plants based on the health of the soil microorganisms. Soil pH is a measure of the acidity or alkalinity of a soil, which affects the availability of plant nutrients, activity of microorganisms, and the solubility of soil minerals. This test will show the available nutrients in the soils.

If any of the above criteria have changed more than 10 percent from the surrounding undisturbed soils or baseline conditions, mitigation measures such as further decompaction of the impacted soils, additional nutrients or minerals to adjust pH, or the addition of composted organic matter will be taken. The areas having negative impacts to soil conditions will be monitored and mitigated for using adaptive management techniques.

4.4 Restoration of Cropland

Croplands will be reseeded with the appropriate crop or maintained as fallow in consultation with the landowner or farm operator. The construction contractor will also consult with the landowner or farm operator to determine seed mix, application methods, and rates for seed and fertilizer. Each cropland type (i.e., dryland vs. irrigated) will require a different restoration management

regime. This section discusses the restoration of dryland crops and irrigated agriculture; rangeland restoration is discussed in Section 4.5.

Dryland croplands will be reseeded to match the timing of the crop rotation on adjacent cropland in order to facilitate easy harvest and re-establish the appropriate crop rotation on that land. Dryland cropland that will be seeded in the year that construction is complete can be temporarily hydromulched or otherwise stabilized until seeding can occur in the fall; dryland cropland that will be fallow for a year (i.e., fallow rather than reseeded the year construction is complete) will be planted with spring wheat (dependent on timing of construction closeout) or have continued stabilization with hydromulch or other best management practices (BMPs) through the fallow year.

If terraces within the dryland croplands are disturbed during construction, they will be rebuilt to the NRCS's specification upon which they were installed by the farmers. These features, while beneficial for conservation, can impede the movement of construction crews through the area due to their uneven surfaces and potential obstruction of equipment.

Irrigated crops will be planted with a short-term cover crop until the timing is right to seed the desired crop or temporarily stabilized with hydromulch or other BMPs. Fast-growing cover crops can protect the soil from erosion, enhance organic matter content, and improve nutrient cycling during fallow periods. This BMP will be dependent on the water rights and soil conditions of the farmer, and the Certificate Holder will work with farmers to establish which technique will work best on their land.

Soil compaction as a result of construction activity is another concern for restoring agricultural soils to their pre-construction productivity. During construction of temporary facilities, the Certificate Holder will excavate and store soils by soil horizon, so that soils are replaced and restored appropriately, including replacing topsoil. During post-construction restoration of temporary impacts to agricultural areas, the Certificate Holder will loosen agricultural soil by mechanical scarification (tilling or ripping the soil) to an appropriate depth to reduce the potential effects of compaction. Soil amendment, by addition of organic matter (compost), may also be necessary to alleviate compaction. The measures outlined in Section 4.2 will be performed in cropland where applicable.

4.5 Restoration of Wildlife Habitat

All wildlife habitats will be reseeded with either 1) a mix of native or non-invasive, non-persistent non-native grasses; or 2) a mix of native or non-invasive, non-persistent non-native grasses, forbs, and shrubs. The seed mixes will be approved by ODFW prior to application and seeds will be obtained from a reputable supplier in compliance with Oregon Administrative Rule chapter 603, division 056.

The methods used and timing of planting will be appropriate to the seed mixes, weather conditions, and site conditions (including area size, slope, and erosion potential) based upon consultation with ODFW and the Morrow and Umatilla County Weed Control Supervisors. Preparation of disturbed ground may include replacing lost topsoil, or chemical or mechanical weed control per the Draft

Noxious Weed Control Plan (see Attachment 7 of RFA 2). Following soil preparation (Section 4.2), seed mixes in non-cropland areas will be applied through broadcast, drill, or hydroseeding.

During construction, the construction contractor will implement site stabilization measures, including seeding of temporarily disturbed areas according to the Certificate Holder's NPDES 1200-C permit. Approximately 6 months prior to commercial operation, the Certificate Holder and construction contractor will meet with ODFW, ODOE, and the Morrow and Umatilla County Weed Control Authority personnel to review the actual extent and conditions of temporarily impacted areas, confirm the revegetation methods to be implemented, and to revisit reference areas, as necessary.

4.5.1 Broadcast Seeding

Broadcast seeding will be chosen based on the type of seed, disturbance level, soil type, terrain, and precipitation levels for the area to be revegetated. For example, the best time to seed big sagebrush is late fall, and one of the best methods of successful revegetation of big sagebrush is broadcast seeding followed by raking or harrowing (Lambert 2005). In this method, the seed mix will be broadcast at a rate of 20-24 pounds per acre; however, the rate may be adjusted depending on the recommendations of the actual seed supplier. Broadcasting should not be utilized when winds exceed 5 miles per hour. If feasible, half of the seed mix will be broadcast in one direction, with the other half broadcast perpendicular to the first half. A tracking dye may be added to facilitate uniform application. Unsuccessful broadcast seeding is often due to lack of seed-to-soil contact. Therefore, broadcast seeding will be applied to the surface of the soil and then covered by 0.5 to 1 inch of soil by raking or harrowing to ensure soil-to-seed contact and improve success (Pyke et al. 2018).

4.5.2 Drill Seeding

Drill seeding will be chosen based on the type of seed, disturbance level, soil type, and precipitation levels for the area to be revegetated. For example, drill seeding is often used on slopes less than 30 percent or flat areas that allow mechanical equipment and where soils are not stony (Pyke et al. 2018). Drill seeding is often a preferred method of seeding on erodible soils and as it plants seeds at a uniform depth favorable for successful germination, not too shallow, or too deep. Drill seeding plants seeds at a rate of 12-14 pounds per acre using an agricultural or range seed drill; however, the rate may be adjusted depending on the recommendations of the actual seed supplier.

4.5.3 Hydroseeding

Hydroseeding is most applicable for areas where drill or broadcast seeding machinery cannot access, including steeper sloped or narrow terrain, or where the simultaneous application of mulch is desired for soil stabilization. Seeding rates typically increase by 30 to 50 percent above broadcast seeding rates for single applications per consultation with the seed supplier.

4.5.4 Mulching and Soil Stabilization

Mulching, erosion control fabric and/or other appropriate practices will be implemented to control erosion and sediment during revegetation work. Temporary stabilization of seeded areas shall be accomplished by application of seedless, certified weed-free hydromulch containing a tackifier. Alternate methods for application of mulch may be proposed by the revegetation contractor but will require prior written approval and must provide demonstrated success in sites with similar wind and soil conditions. In addition, this Plan assumes that imported topsoil, if required, will be demonstrated to be suitable for vegetative success. If soils are not suitable, soil amendments may be required.

4.6 Seed Mixes and Shrub Plantings

Based on the 2022 botanical survey report for the Facility (Tetra Tech 2023a), the primary perennial grass species observed in the grasslands include bluebunch wheatgrass (*Pseudoroegneria spicata*), Idaho fescue (*Festuca idahoensis*), bulbous bluegrass (*Poa bulbosa*), and Sandberg bluegrass (*Poa secunda*). A commercially available grassland mix from a regional restoration company will be used for the seed mixes for revegetation of grasslands, such as the Columbia Plateau Seed Mix from BFI Native Seeds (BFI Native Seeds 2023), which contains three native species observed in grasslands (Table 5). The Columbia Plateau Mix, or a similar commercially available seed mix from a regional restoration company, is proposed for revegetation efforts at the Facility and contains only native grasses. Bulbous bluegrass is not native and is not in any of the seed mixes provided by BFI Native Seeds. The Certificate Holder assumes that reasonable substitutions can be made to the seed mix included in Table 5, with approval from ODOE, based on seed availability at the time of procurement. As this Columbia Plateau Seed Mix is commercially and regionally available, the process for seed mix ordering is not included in this Plan, as orders for the Columbia Plateau Seed Mix can be made directly with BFI Native Seeds.

Table 5. Columbia Plateau Seed Mix

Common Name	Scientific Name	Percent of Mix
Bluebunch wheatgrass	*Pseudoroegneria spicata*	50
Bottlebrush squirreltail	*Elymus elymoides*	15
Sandberg's bluegrass	*Poa secunda*	15
Thickspike wheatgrass	*Elymus lanceolatus*	20

Additionally, planting of shrubs is being proposed for revegetation of temporarily disturbed shrub-steppe habitats. Similarly, the Certificate Holder assumes that seeding of shrub species can occur if plant stock is unavailable or too costly.

ODFW discussed a preference for shrub plantings instead of including them in seed mixes at the adjacent WREFII. It is likely ODFW will have a preference for shrub plantings in areas of shrub-steppe habitat for the Facility as well. In the approximately 11.3 acres of temporarily disturbed shrub-steppe habitat (Table 4), the Certificate Holder will prioritize plantings of basin big

sagebrush and rabbitbrush. If plantings are not feasible due to availability of plant stock or cost, the Certificate Holder will notify ODOE, and shrub seeds would be added to Columbia Plateau Seed Mix at the seeding rates noted in Table 6.

Table 6. Shrub Seeding Rates to Supplement Columbia Plateau Seed Mix

Common Name	Scientific Name	Minimum Pounds/Acre Pure Live Seeds
Big sagebrush	*Artemisia tridentata*	0.1 to 0.2
Gray rabbitbrush	*Ericameria nauseosa*	0.1
Green rabbitbrush	*Chrysothamnus viscidiflorus*	0.1

In addition to initial shrub planting and grass seeding, the Certificate Holder will conduct supplemental seeding in select areas with a forb mix on or after Year 3, after initial weed treatments have been performed and if deemed appropriate by the Morrow or Umatilla county weed program managers, as applicable. Areas targeted for forb seeding will include areas that would benefit from increased forb diversity (e.g., located within relatively intact habitat) and where ongoing weed control is not anticipated (e.g., not along roads and in other areas subject to ongoing disturbance). These limited areas for forb seeding will be selected based on several factors including proximity to ongoing disturbance and weed seed sources, natural regeneration of forbs following construction, and based on proximity to higher quality/intact habitat.

5.0 Monitoring

5.1 Revegetation Record

Records will be kept of revegetation efforts, both for cropland and for wildlife habitat. Records will include:

- Date construction was completed;
- Description of the affected area;
- Date revegetation was initiated; and
- Description of the revegetation effort including maps of seeding locations and amount of seed applied (exact boundaries/mixes could change depending on field conditions).

The Certificate Holder will update these records periodically as revegetation work occurs, and will provide ODOE with copies of these records along with submission of the monitoring report that is required by the site certificate.

5.2 Habitat Reference and Monitoring Sites

In order to determine if the revegetation efforts are meeting success criteria, paired monitoring and reference sites will be established. Monitoring and reference sites will be located in each of the

following wildlife habitat subtypes that will be temporarily disturbed by construction of the Facility:

- Wildlife Habitat (Habitat Category 2):
    - Grassland-Exotic Annual (Big Game Winter Range overlay; WAGS habitat),
    - Grassland-Native Perennial (Big Game Winter Range overlay; WAGS habitat),
    - Riparian Forest and Natural Shrubland Complexes-Eastside (Interior) Riparian (Big Game Winter Range overlay; WAGS habitat), and
    - Shrub-steppe-Rabbitbrush/Snakeweed (Big Game Winter Range overlay; WAGS habitat);
- Wildlife Habitat (Habitat Category 3):
    - Grassland-Native Perennial, and
    - Shrub-steppe-Basin Big Sagebrush;
- Wildlife Habitat (Habitat Category 4):
    - Grassland-Exotic Annual, and
    - Shrub-steppe-Rabbitbrush/Snakeweed.

Reference sites are intended to represent target conditions for the revegetation effort. Vegetation within monitoring plots in revegetation areas will be compared with those in the associated reference sites to measure success of the required revegetation activities.

5.2.1 Habitat Reference Sites

Prior to operation, reference sites—areas of habitat quality similar to those found prior to disturbance at the areas to be revegetated—will be identified in consultation with ODOE and ODFW. Reference sites will be chosen with consideration to land use patterns, soil types, terrain, and presence of noxious weeds. Alternate reference sites may be chosen in consultation with ODOE and ODFW if land use changes, wildfire, or other disturbance makes a chosen reference site no longer representative of target conditions. One reference site will be chosen for each wildlife habitat subtype and category, unless there is a reason to include more than one reference site such as different conditions or suite of species in one area compared to another but mapped as the same subtype and category.

Proposed reference sites will be chosen based on review of:

- Aerial imagery (Google Earth 2024);
- Information from previous vegetation surveys conducted for the approved Site Boundary between 2011 and 2023 (see Table P-1 in Exhibit P of RFA 1; Fields and Thompson 2023, Tetra Tech 2022, Tetra Tech 2023a, Tetra Tech 2023b);

- Local knowledge of the site by biologists who have conducted surveys within the Facility's boundaries; and
- Soil survey data (NRCS 2024).

Final selection of proposed reference sites will include a site visit that will be conducted at the appropriate time to evaluate baseline conditions within these reference sites. These site visits will document the following:

- Vascular plant species present;
- Native/non-native status of species present;
- Approximate percent cover of all species;
- Approximate percent cover of state and county-listed noxious weeds; and
- Evidence of ongoing, recent, or past disturbance.

In each of the reference sites, a permanent 50-meter long transect will be established. A modified version of the Daubenmire method (NRCS and BLM 1999) tailored to address the Facility's monitoring goals will be used to assess vegetative cover and species composition along each transect. A 0.5-meter by 0.5-meter quadrat will be placed every 5 meters along the transect, and the percent cover of each plant species, as well as bare soil, litter, and biotic crust within each quadrat, will be recorded using Daubenmire cover classes.

5.2.2 Habitat Monitoring Sites

To determine if revegetation efforts are meeting the success criteria outlined in Section 5.5, monitoring plots will be established in each of the wildlife habitat subtypes and category combinations that will be temporarily disturbed by construction. Twelve monitoring plots will be established and monitored. Table 7 presents the number of monitoring plots that will be established within each habitat subtype and category that will be temporarily disturbed. The number of monitoring plots was based on the extent of planned temporary disturbance as follows:

- Less than 0.5 acres of temporary disturbance = 0 sites
- 0.6 to 10 acres of temporary disturbance = 1 site
- 11 to 35 acres of temporary disturbance = 2 sites
- For each additional 25 acres of impacts, one additional site will be added (e.g., 36-60 acres of impact = 3 sites, 61-85 acres = 4 sites, etc.)

This approach for calculating the number of monitoring plots differs from the methods previously proposed by the Certificate Holder to allow for more monitoring plots (i.e., more than 10, as applicable) in habitats that constitute the majority of temporary impacts to non-agricultural habitat, and to remove the requirement to place monitoring plots in habitat subtype and category combinations with less than 0.5 acres of impact, which in many cases may have a smaller area impacted than covered by a single plot (e.g., Category 2 Intermittent or Ephemeral Streams).

Table 7. Number of Habitat Monitoring Sites to be Established within each Temporarily Disturbed Habitat Subtype

Habitat Category	Habitat Subtype	Acres of Temporary Disturbance[1]	Number of Monitoring Sites
2	Grassland - Exotic Annual	76.5	3
	Grassland - Native Perennial	71.0	3
	Open Water – Lakes, Rivers, Streams - Intermittent or Ephemeral Streams	<0.1	0
	Riparian Forest and Natural Shrubland Complexes - Eastside (interior) Riparian	0.1	0
	Shrub-steppe - Rabbitbrush/Snakeweed	6.1	1
	Wetlands - Riverine Wetlands	0.2	0
3	Grassland - Native Perennial	5.6	1
	Shrub-steppe - Basin Big Sagebrush	5.1	1
4	Grassland - Exotic Annual	44.3	3
	Shrub-steppe - Rabbitbrush/Snakeweed	0.1	0
	Open Water – Lakes, Rivers, Streams - Intermittent or Ephemeral Streams	<0.1	0
TOTAL			**12**
1. Total may not appear to sum correctly due to rounding.			

Monitoring sites within each habitat subtype and category will be selected randomly utilizing existing habitat mapping. The transect locations may need to be adjusted to account for the numerous linear features associated with the Facility whose disturbance footprint may be too narrow to meaningfully place a transect. These detailed considerations for monitoring methods will be determined in consultation with ODOE and ODFW prior to implementation of monitoring.

5.3 Soil Monitoring Sites

Paired monitoring will also occur in each distinct soil type making up more than 5 percent of the impacted soil units. Sample sites will be paired within each soil unit impacted with one sample site in the impacted area and one sample site in the adjacent non-impacted soil. Paired plots will be compared per the quantitative reclamation criteria described in Section 4.3.1 above, and recommendations will be developed to address any differences in the impacted soils versus the adjacent soils via the addition of nutrients, decompaction, or other methods.

5.3.1 Soil Monitoring Plots

The soil assessments listed in Section 4.3.1 above will be performed on paired plots throughout the WREFNE Site Boundary following construction until successful soil reclamation. The soils will be considered reclaimed when the soil conditions in the disturbed and undisturbed areas are less than

10 percent different. A summary of the proposed soil quality metrics and timing is shown in Table 8. There are 51 major soil types in the WREFNE Site Boundary and four soil types that make up 5 percent or more of the total area. Construction would temporarily disturb up to 281.7 acres in the WREFNE Site Boundary. Sample sites will be paired within each of the four impacted soil types that makes up more than 5 percent of the total WREFNE Site Boundary with one sample site in the impacted area and one sample site in the adjacent non-impacted soil.

Table 8. Proposed Soil Quality Metrics and Timing

Soil Measurement	Timing of Collection	Number of Data Points
Soil profile description and aggregate sizing	Soil profiles will be described one time in the first year of the study.	One soil pit per each sample.
Soil infiltration rates	Infiltration measurements will be taken annually at each site for 5 years unless there is less than 10 percent difference in disturbed versus undisturbed, preferably during mid-growing season.	One infiltration test per sample site per year.
Compaction	Compaction measurements will be taken annually at each site for 5 years unless there is less than 10 percent difference in disturbed versus undisturbed.	One compaction measurement per sample site per year.
Soil chemistry testing	Lab tests for total organic matter content and pH levels will be taken at the same time as the infiltration and compaction measurements at each site for 5 years unless there is less than 10 percent difference in disturbed versus undisturbed.	Three tests per sample site.

5.4 Monitoring Procedures

Monitoring of the revegetation effort will be conducted by a qualified botanist or revegetation specialist; this monitoring will be done annually for 5 years, starting on the first growing season after seeding/planting.

During each assessment, revegetated areas will be compared to reference sites with regard to:

- Presence and percent cover of noxious and non-native weeds;
- Degree of erosion;
- Vegetative density;
- Percent cover and proportion of perennial native and desirable (i.e., species included in seed mixes) introduced plant species; and
- Species diversity of perennial native and desirable introduced plant species.

Monitoring will not be required for areas that have been converted by the landowner to land uses that preclude meeting revegetation success criteria.

5.4.1 Noxious Weed Control

A qualified investigator will be employed to assess noxious weed presence during the first 5 years of revegetation work and to make recommendations on noxious weed control measures. Checks for

noxious weed infestations will enable the Certificate Holder to respond to new noxious weeds infestations in a timely manner and ensure the success of the Revegetation Plan. Reports will be submitted to ODOE and to ODFW annually. Details regarding known noxious weed occurrence at the Facility, proposed noxious weed monitoring, and control of noxious weeds are available in a separate Draft Noxious Weed Control Plan (see Attachment 7 of RFA 2).

5.4.2 Wildlife Habitat Recovery

A qualified botanist or revegetation specialist will inspect each wildlife habitat revegetation area to assess the success of revegetation measures, anticipated to occur at a minimum, biannually. Monitoring reports will be submitted to the Certificate Holder, ODOE, and ODFW. Assessments will address whether, based on evaluation of monitoring and reference sites, each wildlife habitat revegetation area is trending toward meeting the success criteria described below.

Based on the assessments, the Certificate Holder will consult with ODOE and ODFW to design an action plan for subsequent years. The Certificate Holder is obligated to revegetate and implement weed control measures in disturbed areas regardless of its ability to meet success criteria; nonetheless, the Certificate Holder may propose remedial actions and/or additional monitoring for areas that have been determined by ODOE, in consultation with ODFW, not to have met the success criteria. Revegetation efforts may in some cases be deemed to have failed, and additional mitigation may be proposed in such cases to compensate for loss of wildlife habitat; revegetation and weed control would continue to apply with success criteria described in Section 5.5.

5.4.3 Soil Reclamation

A qualified investigator will be employed to annually collect samples (Table 7) in paired soil unit plots to assess soil quality during the first 5 years of reclamation work to make recommendations on soil reclamation. Reports will be submitted to ODOE and to ODFW following each annual soil sampling and analysis.

5.5 Success Criteria

Each monitoring report will involve assessing the progress of each area of wildlife habitat disturbed during construction toward meeting revegetation objectives. Habitat quality shall be evaluated based on the success criteria listed below. Final determination of whether the Certificate Holder has met the revegetation obligations will be made by ODOE, in consultation with ODFW.

- **Native Forbs:** Forb success will be assessed in Years 4 and 5, following anticipated forb seeding in select areas in Year 3. For monitoring plots located in areas seeded with forbs, the average density of native forbs should be a minimum of 75 percent of the reference site in Year 5. Richness of forbs on applicable monitoring sites should at least equal the richness measured on the reference site in Year 5.
- **Native Shrubs:** The average percent cover of the shrub component should be at least 50 percent of the reference site within 5 years. At least 15 percent of the shrub density should be the dominant species found on the reference site. The richness of shrub species

and the shrub density within the revegetated areas should at least equal the shrub species richness and density measured on the reference site.

- **Native Grasses:** Revegetated sites should maintain grass species richness (i.e., number of unique species) and cover that is at least 85 percent similar to reference sites. Native bunchgrasses should be given preference. Native grasses are to be planted at rates sufficient to achieve abundance and diversity characteristics of the grass component at the reference site.
- **Non-Native Weeds:** Every attempt should be made to prevent and control all species listed on county, state, and federal noxious weed lists. Revegetation sites will not contain a higher percentage of non-native weed cover than the reference site, or within 10 percent similar non-native weed cover of the reference site. All state and federal laws pertaining to noxious weeds must be followed. Highly competitive invasive species such as cheatgrass and other weedy brome grasses are prohibited in seed mixtures and should be actively controlled if any are found in the reclaimed areas.
- **Soil Testing:** The soil assessments listed in Section 5.3.1 above will be performed on paired plots throughout the WREFNE Site Boundary. The soil reclamation and monitoring will continue until the impacted soil is within 10 percent of non-impacted paired sample point's soil quality criteria described in Section 5.3.1. If soil testing shows that soils were either not impacted or were reclaimed to within 10 percent of pre-disturbance conditions, then monitoring could be discontinued.

Success of cropland revegetation will have been achieved when production of the revegetated area is comparable to that of adjacent, non-disturbed croplands of the same type. Success determination will involve consultation with the landowner or farm operator, and the Certificate Holder will report to ODOE on the success of cropland restoration efforts. Noxious weed control is necessary for successful revegetation of croplands and will be implemented per the methods described in the Draft Noxious Weed Control Plan (see Attachment 7 of RFA 2).

5.6 Remedial Action

Remedial action options will be identified in cases where success criteria are not met, whether due to wildfire subsequent to construction or because of lower than expected rates of germination or survival. Remedial actions may include reseeding or other measures. The investigator will make recommendations for remedial actions after each monitoring visit, and the Certificate Holder will take appropriate measures to meet the restoration objectives. The Certificate Holder will include the investigator's recommendations for remedial actions and the measures taken in that year's monitoring report. ODOE may require reseeding or other remedial actions in cases where revegetation objectives have not been met.

As a commitment to ensuring no loss of habitat quality for temporary disturbances to wildlife habitat, the Certificate Holder may provide additional compensatory habitat mitigation for temporary disturbances to Grassland-Native Perennial habitat and other habitats with intact native plant communities that do not recover within five years of disturbance. Grassland habitats are

typically assumed to be able to recover within five years of disturbance. Therefore, the Certificate Holder will work with ODFW to develop and implement an adaptive management plan to address mitigation shortfalls in areas where revegetation does not meet success criteria within five years. However, the Certificate Holder is hopeful that with appropriate oversight of revegetation contractors, the restoration of habitats will be successful within the five-year period and no adaptive management or additional mitigation would be required.

6.0 Plan Amendment

This Plan may be amended by agreement of the Certificate Holder and EFSC. Such amendments may be made without amendment of the site certificate. EFSC authorizes ODOE to agree to amendments to this Plan. ODOE shall notify EFSC of all amendments, and EFSC retains the authority to approve, reject, or modify any amendment of this Plan agreed to by ODOE.

7.0 References

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Lambert, S. 2005. Seeding Considerations in Restoring Big Sagebrush Habitat. USDA Forest Service Proceedings RMRS-P-38. Idaho State Office, Bureau of Land Management, Boise, ID 83709: Bureau of Land Management, U.S. Department of the Interior.

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Tetra Tech (Tetra Tech, Inc.). 2022. Wheatridge Wind Energy Facility East Habitat Categorization and Special Status Wildlife Survey Report. December 2022. Prepared for NextEra Energy Resources, LLC. Portland, OR.

Tetra Tech. 2023a. 2022 Botanical Survey Report for Wheatridge Renewable Energy Facility East. January 2023. Prepared for Wheatridge East Wind, LLC.

Tetra Tech. 2023b. 2023 Habitat Categorization Survey Report for Wheatridge Renewable Energy Facility East. November 2023. Prepared for Wheatridge East Wind, LLC.

DRAFT Wildlife Monitoring and Mitigation Plan (to be submitted separately)

DRAFT Wildfire Plans

Wheatridge Renewable Energy Facility Northeast

Draft Construction Wildfire Mitigation Plan

Prepared for

Prepared by

Q1 2026

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1.0 Introduction

The Wheatridge Renewable Energy Facility East (Facility) is an approved wind energy generation facility with the capacity to generate up to 300 megawatts (MW). As approved, the Facility has up to 107 wind turbines with associated supporting facilities, and is located within an approved Site Boundary of approximately 78,985 acres across Morrow and Umatilla counties, Oregon.

The northeastern portion of the approved Facility (located in both Umatilla and Morrow counties) has yet to begin construction, and the Certificate Holder proposes to split this area from the remainder of the Facility currently under construction. Request for Amendment 2 (RFA 2) seeks to divide the Facility into two separate facilities within the approved Site Boundary.

1. **Wheatridge Renewable Energy Facility East (WREFE)** – Wind energy facility in Morrow County, including 71 wind turbines and related or supporting facilities, with a total generating capacity up to 200 MW. The Certificate Holder and Certificate Holder Owner will remain the same.
2. **Wheatridge Renewable Energy Facility Northeast (WREFNE)** – Wind energy facility in Morrow and Umatilla counties, including 36 wind turbines and related or supporting facilities, with a total generating capacity up to 100 MW. The Certificate Holder will be changed to Wheatridge Northeast Wind, LLC. NextEra Energy Resources will remain the Certificate Holder Owner.

Once the amendment process is complete, each facility will be a stand-alone Facility, but may share related or supporting facilities with one another similar to other projects approved by the Energy Facility Siting Council (EFSC). This includes splitting the Site Boundary and micrositing corridors. This Construction Wildfire Mitigation Plan (Plan) has been prepared for WREFNE, to support the Facility's RFA 2.

This Plan is provided to satisfy the approval standards under Oregon Administrative Rules (OAR) 345-022-0115(1)(b), which requires the Plan to:

> *(A) Identify areas within the site boundary that are subject to a heightened risk of wildfire, using current data from reputable sources, and discuss data and methods used in the analysis;*
>
> *(B) Describe the procedures, standards, and time frames that the applicant will use to inspect facility components and manage vegetation in the areas identified under subsection (a) of this section;*
>
> *(C) Identify preventative actions and programs that the applicant will carry out to minimize the risk of facility components causing wildfire, including procedures that will be used to adjust operations during periods of heightened wildfire risk;*
>
> *(D) Identify procedures to minimize risks to public health and safety, the health and safety of responders, and damages to resources protected by Council standards in the event that a wildfire occurs at the facility site, regardless of ignition source; and*

(E) Describe methods the applicant will use to ensure that updates of the plan incorporate best practices and emerging technologies to minimize and mitigate wildfire risk.

2.0 Wildfire Risk at the Site

2.1 Areas of Heightened Risk

Areas of heightened risk are described using the Oregon Community Wildfire Protection Plan (CWPP) wildfire risk to assets data and overall wildfire risk (CWPP 2022) (see Exhibit V, Table V-2 and Table V-3, which is inclusive of WREFNE). The CWPP provides a clearinghouse of fire behavior and fire effects data to aid decision makers in charge of reducing wildfire risk in their communities. Supplemental information was also sourced from Morrow County's and Umatilla County's Natural Hazard Mitigation Plans as appropriate, both reviewed by the Federal Emergency Management Agency (Morrow County 2016, Umatilla County 2021). This data was analyzed within the WREFNE Site Boundary with a half-mile buffer around the perimeter (Analysis Area). This data considers the likelihood of fire in areas with valuable assets such as critical infrastructure, housing and developed recreation areas and vulnerability of assets in relation to fire paths and the likelihood of that asset being harmed (see Exhibit V, Figure V-2 and Figure V-3, resubmitted and attached and is inclusive of WREFNE). Overall wildfire risk is the product of the likelihood and consequence of wildfire on all mapped highly valued resources and assets combined: critical infrastructure, developed recreation, housing unit density, seed orchards, sawmills, historic structures, timber, municipal watersheds, vegetation condition, and terrestrial and aquatic wildlife habitat (CBI 2020).

Most of the Analysis Area is classified as no risk to assets due to lack of mapping of assets. Less than 1 percent of the Analysis Area is mapped as having a risk to assets, which includes less than 0.6 percent as moderate risk and 0.4 percent as low risk, which are primarily along Oregon Route 207 (OR-207) in the northwesternmost portion of the Analysis Area (see Exhibit V, Table V-2 and Figure V-2, resubmitted and attached, which is inclusive of WREFNE). When assets are added to a landscape, wildfire risk to assets will increase. With the addition of infrastructure that will result from Facility construction, it is expected that more of the area would fall into moderate to high category for wildfire risk to assets.

The percent of the Analysis Area that falls into each wildfire risk rating appears in Exhibit V, Table V-3 and is displayed on Figure V-3 (resubmitted and attached, which is inclusive of WREFNE). Of the mapped areas of overall wildfire risk, low overall fire risk covers the largest area (over 2.3 percent) of the Analysis Area. Most of the Analysis Area has no overall wildfire risk data (over 96.7 percent), which indicates there are no highly valued resources or assets mapped in the area or simulated wildfires did not burn the area due to low historical occurrence/absence of burnable fuel (CBI 2020). High and moderate overall wildfire risk areas are centered around farm and ranch buildings and infrastructure. Big Butter Creek Road is the main corridor where moderate to high overall risk was modeled in the Analysis Area (see Exhibit V, Figure V-3, resubmitted and attached, which is inclusive of WREFNE). The Morrow County Natural Hazards Mitigation Plan further describes the northern third portion of the County as having the lowest potential for fire (as

compared to the rest of the County), where the Facility is proposed (Morrow County 2016). The Umatilla County Natural Hazards Mitigation Plan indicates a higher potential for fire, but outside the portion of the Facility within Umatilla County (Umatilla County 2021).

See Exhibit V for assessment of baseline fire risk, seasonal fire risk, and high fire consequence areas (associated figures resubmitted and attached, which is inclusive of WREFNE).

3.0 Wildfire Mitigation Measures

This section provides an analysis of areas within the Facility that may have heightened wildfire risk, and describes facility-wide mitigation measures that will be implemented during construction to reduce the risk of wildfire per OAR 345-022-0115(1)(b).

The Certificate Holder has consulted with local fire districts to receive and incorporate input into the final Plan, as appropriate, about the location and types of temporary fire breaks needed in the event of a fire on or off site. See below based on feedback from the various RFPDs and Fire Districts regarding response times (see Table 1; including Facility staff) and fire break protocols applicable during construction:

Table 1. Fire District Contact Information and Response Times

Fire District	Response Time	Contact Name	Email	Phone
Wheatridge East Staff	25 minutes	Charles Thomsen (Site Manager)	charles.thomsen@nexteraenergy.com	509-386-4308
Heppner FD	40 minutes	Steven Rhea	srhea0512@gmail.com	541-676-5534
Ione RFPD	40 minutes	Virgil Morgan	virbiemorgan@netscape.net	541-422-7303
Echo RFPD	40 minutes	Delbert Gehrke	dgehrke@eotnet.net	541-376-8580
Boardman FRD	10 to 20 minutes depending from which station	Marty Broadbent	MBroadbent@boardmanfd.com	541-561-3826
Pendleton FD	Secondary Responder	Anthony Pierotti	anthony.pierotti@pendletonor.gov	541-429-0804
Irrigon RFPD	Secondary Responder	Thomas Roberts	irfpd2011@gmail.com	541-922-3133
Lexington FD	Secondary Responder	Charlie Sumner	cncsumner@centurytel.net	541-989-8515

Communication

The senior firefighter responding will be designated the point of contact and determine the need and location of fire breaks. The site manager will establish communication with the point of contact and direct facility employees. Facility employees will communicate with issued radios as a primary means and cell phones as a back-up. Emergency responders will establish communications in accordance with their operating procedures.

Construction of Fire Breaks

During the construction phase of the project, construction equipment may be used for the creation of fire breaks.

Location of Fire Breaks

The location of the fire breaks will be dependent on each unique wildfire event. The key factors that will be considered are:

1. Topography: Fire tends to move quickly uphill, while slower downhill due to the pre-heating effect. The terrain and existing infrastructure such as roads and two-tracks will be used when positioning firebreaks, targeting ridge tops.
2. Wind Patterns: Local wind patterns can significantly impact the speed and direction of wildfires. Knowing these patterns can help predict the path of a fire, which in turn can determine the most effective placement of firebreaks. The wind is predominantly from the Southwest for the boundary of the Facility.
3. Types and Density of Vegetation: Areas with dense vegetation provide more fuel for wildfires to grow rapidly. Identifying these areas and intervening early with firebreaks can help curtail a fire's spread. Also, consider the flammability of local plant species.
4. Accessibility: Firebreaks should ideally be accessible for firefighting resources and personnel for monitoring. They can also serve as a base for launching firefighting operations.
5. Proximity to Adjacent Farms: Firebreaks can serve as protective barriers for cultivated fields and critical structures. Therefore, these areas should be considered when selecting firebreak location.

During construction, the Certificate Holder will continue to work directly with local emergency responders to compile and maintain a current list of adjacent landowners/property owners with contact information. The final Plan will identify the best notification procedures of adjacent landowners/property owners to provide to local and regional emergency services for emergency notifications, in the event of an ignition or fire at the facility.

3.1 Construction

The facility will be deenergized for most of the construction period, only during the final commissioning stage is it expected to be connected to grid. During construction, the contractor(s) will follow all relevant Occupational Safety and Health Administration and National Fire Protection Association requirements related to fire hazards including a no smoking policy, fire permit requirement, hazardous material and combustible storage areas, pre-task planning to assess fire risks, relevant fire awareness training, lockout-tagout requirement, hazardous materials documentation, appropriate management, and disposal.

3.1.1 Fire Watch and Hot Work

Definitions:

Non-Fire Season – Approximately October - May

Fire Season – Approximately June-September, formally designated by the Oregon Department of Forestry (ODF). Under ORS 478.960 (4), a Fire Chief can establish Fire Season within a Fire District when ODF, under ORS 477.505, declares Fire Season. Begins seasonal restrictions for public and industry.

Fire Weather Watch – A fire weather watch is issued when there is a high potential for the development of a red flag event. A watch is issued 18 to 96 hours in advance of the expected onset of criteria. Intent of a fire weather watch is to alert forecast users at least a day in advance for the purposes of resource allocation and fire fighter safety. A watch means critical fire weather conditions are possible but not imminent or occurring.

Red Flag Weather Warning – A red flag warning is used to warn of impending or occurring red flag conditions. Its issuance denotes a high degree of confidence that weather and fuel conditions consistent with local red flag event criteria will occur in 48 hours or less. Specific Red Flag criteria differ for each situation and district in Oregon. Be extremely careful with open flames and other activities that emit sparks.

Hot Work: Any cutting, grinding, welding, or other activity that creates spark or open flame

Fire Watch Service:

Fire watch shall:

- Be physically capable and experienced to operate firefighting equipment.
- Have facilities for transportation and communications to summon assistance.
- Observe portions of the operation on which activity occurred during the day.

Upon discovery of a fire, fire watch personnel must: First report the fire, summon any necessary firefighting assistance, describe intended fire suppression activities; then, after determining a safety zone and an escape route that will not be cut off if the fire increases or changes direction, immediately proceed to control and extinguish the fire, consistent with firefighting training and safety.

Fire Prevention Measures and Restrictions Associated with Fire Season:

The Certificate Holder shall maintain a log or checklist when construction activities are impacted by Fire Restrictions during Fire Season as designed in this Section, or otherwise for compliance tracking. The log/checklist may include:

- The date;
- Fire Precaution Level;
- Description of actions taken, including if any measures were taken to reduce wildfire risk that are not identified in this Plan.

Non-Fire Season

- All hot work must be conducted on roads or on non-combustible surfaces.
- Smoking in designated areas only.

Fire Season

- Before the start of each daily shift, at approximately 07:00 a.m. local time, a designated individual will check the fire danger posting by the National Weather Service for any Red Flag Warnings for that day.
- All hot work (any cutting, welding, or other activity that creates spark or open flame) must be conducted on roads or on non-combustible surfaces.
- Water source meeting specifications in this Plan will be on site during fire season.
- Following the completion of hot work, the Certificate Holder or contractor(s) must maintain a fire watch for 60 minutes to monitor for potential ignition.
- Fire watch shall be on duty during any breaks and for one hour after all power driven machinery used by the operator has been shut down for the day.
- Smoking in designated areas only.

Fire Weather Watch

- No hot work permitted.
- Driving and parking only permitted on graveled surfaces.
- Fire watch shall be on duty during any breaks and for one hour after all power driven machinery used by the operator has been shut down for the day.
- No smoking on site.

Red Flag Weather Warning

- No hot work permitted.
- On-site personnel must be aware of Red Flag Warning.
- Driving and parking only permitted on graveled surfaces.
- Fire watch shall be on duty during any breaks and for one hour after all power driven machinery used by the operator has been shut down for the day.
- No smoking on site.

In general, see Table 2 for fire prevention measures that should be following during fire season as applicable.

Table 2. Fire Prevention Measures During Fire Season Summary

Requirement	Non-Fire Season	Fire Season	Fire Weather Watch	Red Flag Warning
Fire weather advisory	Not required	Check for fire weather advisory daily before work begins.	Check for fire weather advisory daily before work begins.	Check for fire weather advisory daily before work begins. On-site personnel must be aware of Red Flag Warning.
On-site water source	N/A	As specified in Section 3.1	As specified in Section 3.1	As specified in Section 3.1
Hot work	Only permitted on roads or on non-combustible surfaces	Only permitted on roads or on non-combustible surfaces; fire watch required for 60 minutes after completion	Not Permitted	Not Permitted
Fire Watch Service	Not required	During breaks and for 60 minutes after all power-driven machinery has been shut down for the day	During breaks and for 60 minutes after all power-driven machinery has been shut down for the day	During breaks and for 60 minutes after all power-driven machinery has been shut down for the day
Driving and Parking	As described in Section 3.1	As described in Section 3.1	Only permitted on roads or on non-combustible surfaces and Section 3.1	Only permitted on roads or on non-combustible surfaces and Section 3.1
Smoking	Designated areas only	Designated areas only	Not permitted	Not permitted

3.1.2 Vegetation Management

The Certificate Holder and contractor(s) will maintain vegetation within the Site Boundary and will also maintain a defensible space clearance along Facility features. Defensible space will be free of combustible vegetation or other materials. The movement of vehicles will be planned and managed to minimize fire risk. Roads and parking areas will be maintained to be free of vegetation tall enough to contact the undercarriage of the vehicle. Travel off road or parking in vegetated areas will be restricted during fire season; No off-road vehicle travel will be permitted while working alone. Workers will be instructed to shut off the engine of any vehicle that gets stuck, and periodically inspect the area adjacent to the exhaust system for evidence of ignition of vegetation;

Stuck vehicles will be pulled out rather than "rocked" free and the area will be inspected again after the vehicle has been moved. All combustion engines (including but not limited to off road vehicles, chainsaws, and generators) will be equipped with a spark arrester that meets U.S. Forest Service Standard 5100-1a.

3.1.3 Minimizing Fire Risk from Construction Activities

The following best management practices to minimize fire risk from vehicle travel and fueling activities would be implemented at the site during construction:

- The movement of vehicles will be planned and managed to minimize fire risk.
- The contractor(s) will be responsible for identifying and marking paths for all off-road vehicle travel. All off-road vehicle travel will be required to stay on the identified paths. No off-road vehicle travel will be permitted while working alone.
- Areas with grass that are as tall or taller than the exhaust system of a vehicle must be wetted before vehicles travel through it.
- Workers will be instructed to shut off the engine of any vehicle that gets stuck, and periodically inspect the area adjacent to the exhaust system for evidence of ignition of vegetation. Stuck vehicles will be pulled out rather than "rocked" free and the area will be inspected again after the vehicle has been moved.
- The contractor(s) will designate a location for field fueling operations at the temporary construction yards. Any fueling of generators, pumps, etc. shall take place at this location only.
- Fuel containers, if used, shall remain in a vehicle or equipment trailer, parked at a designated location alongside a county right-of-way. No fuel containers shall be in the vehicles that exit the right-of-way except the five-gallon container that is required for the water truck pump.
- Smoking shall only be allowed in designated smoking areas at the Facility.

3.1.4 Emergency Response

During all phases of the facility, the Certificate Holder will work directly with local emergency responders to compile and maintain a current list of adjacent landowners/property owners with contact information. For immediate notification, the Facility staff will notify property owners and adjacent landowners, as directed by the site manager/assistant site manager. Additional information will be distributed via email so that coordinates and maps can be shared as necessary. This notification process is intended to avoid impacting emergency responder's resources.

Emergency response is outlined in the Wheatridge Emergency Action Plan. Additionally, an Emergency Management Plan (per Site Certificate Condition PRE-PS-05) and Site Health and Safety Plan (per Site Certificate Condition PRE-PS-06) will be implemented during construction. Personnel will be trained on the RACE (i.e., Remove, Alarm, Confine and Extinguish or Evacuate) procedure to implement in the event of a fire start. RACE procedure includes:

- Rescue anyone in danger (if safe to do so);

- Alarm – call the control room, who will then determine if 911 should be alerted;
- Contain the fire (if safe to do so); and
- Extinguish the incipient fire stage (if safe to do so).

Contact of 911 will occur in the event of:

- A fire or emergency on-site that cannot be addressed by personnel on-site and requires the assistance of fire or emergency medical personnel;
- A fire ignition on-site that spreads out of the fence line;
- Any fire off-site that does not have emergency responders on site.
    - To the extent that construction personnel can safely assist and/or provide equipment to help extinguish off-site fires until emergency responders are on site, it is encouraged to do so to assist in the spread of the fire, loss of life, property and damage to the environment.

Personnel on site will carry fire suppression equipment during the fire season in their vehicles. This equipment shall include, at a minimum:

- Fire Extinguisher: Dry chemical. 2.5 or 2.8 pound. 1A-10B: C U/L rating, properly mounted or secured;
- Pulaski Hand Shovel: Round point. 26 to 28 inch "D" Handle, blade - 12 inches long and 10 inches wide; and

Collapsible Pail: 5-gallon capacity. All internal combustion engines must be equipped with exhaust systems, mufflers and screens, or include an appropriate spark arrestor; and must be kept in good operating condition. All combustion engines (including but not limited to off road vehicles, chainsaws, and generators) will be equipped with a spark arrester that meets U.S. Forest Service Standard 5100-1. All power driven machinery will be kept free of excess flammable material which may create a risk of fire.

Personnel will receive training on use of suppression equipment. Prior to construction of the Facility, the Certificate Holder will provide employee fire prevention and response training that shall include instruction on Facility fire hazards, fire safety, emergency notification procedures, use of fire safety equipment, and fire safety rules and regulations. Equivalent training shall be provided to new employees or subcontractors working on site that are hired after the start of construction (per Site Certificate Conditions GEN-PS-03 and PRE-PS-05). All personnel shall also be equipped with communication equipment capable of reaching the control room from all locations within the Site Boundary.

3.2 Updates to the Construction Wildfire Mitigation Plan

The Plan will be a living document that will be updated in order to meet the objectives and to respond to changing conditions within the Site Boundary. The Plan will be updated semiannually during construction to account for changes such as local fire protection agency personnel, landowner information, and wildfire risk at the site. The Certificate Holder shall document and report semiannually to the Oregon Department of Energy (pursuant to OAR 345-022-0080(1):

- Any changes in wildfire risk at the site or changes in facility components or preventative features.
- Any changes in local fire protection agency personnel and operational managers.
- Any changes in analysis area residence/landowner addresses or contact information.
- A copy of the log or checklist for monitoring compliance.

Information from the semi-annual construction reporting may be used to establish the performance of the Plan. If determined by certificate holder or ODOE, adjustments or improvements must be proposed to ensure the Plan provides wildfire mitigation. Any ODOE required updates shall be implemented within 14 days, unless otherwise agreed to by the ODOE based on a good faith effort to address wildfire hazard.

This Plan may be amended from time to time by agreement of the Certificate Holder and the EFSC or ODOE, acting within its delegated authority of EFSC. Such amendments may be made without amendment of the site certificate. EFSC authorizes ODOE to agree to amendments to this Plan. ODOE will notify EFSC of all amendments, and EFSC retains the authority to approve, reject, or modify any amendment of this Plan agreed to by ODOE.

4.0 References

CBI (Conservation Biology Institute). 2020. Wildfire Risk Assessment Data Layer Descriptions Spreadsheet. DataLayerDescriptions_04_01_2019.Xlsx. Conservation Biology Institute. https://databasin.org/datasets/31cc2ca6bebe4efab3b139c50dd79722/.

CWPP (Oregon Community Wildfire Planning Tool). 2022. https://tools.oregonexplorer.info/oe_htmlviewer/index.html?viewer=wildfireplanning.

IEEE (Institute of Electrical and Electronics Engineers). 2015. IEEE Guide for Safety in AC Substation Grounding. Std 80-2013 (Revision of IEEE Std 80-2000/ Incorporates IEEE Std 80-2013/Cor 1-2015). https://doi.org/10.1109/IEEESTD.2015.7109078.

Morrow County. 2016. Morrow County Oregon Multi-Jurisdictional Natural Hazard Mitigation Plan. December 2016. https://www.morrowcountyor.gov/sites/default/files/fileattachments/emergency_management/page/16294/nhmp_2016_-_final_adoption.pdf.

Umatilla County. 2021. Umatilla County Multi-Jurisdictional Natural Hazards Mitigation Plan. Effective August 12, 2021 through August 11, 2026. https://www.co.umatilla.or.us/fileadmin/user_upload/Planning/Umatilla_County_MJNHMP_FINAL_8-24-21Reduced.pdf

Attachment 1. WREFE RFA1 Exhibit V Figures

Wheatridge Renewable Energy Facility East

Figure V-1
Hazard to Potential Structures

MORROW AND UMATILLA COUNTIES, OR

- Amended Site Boundary
- Analysis Area (0.5-mile Buffer)
- City/Town
- County Boundary
- State Highway
- County Highway

Potential Impact to Structures

- Very High
- High
- Moderate
- Low
- Non-burnable/Very Low

TETRA TECH

NEXTera ENERGY RESOURCES

Reference Map



Morrow County

Umatilla County

578

207

Lexington

735

602

813

74

1:135,000

WGS 1984 UTM Zone 11N

0 1 2 4 6 8 Miles

NOT FOR CONSTRUCTION

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Wheatridge Renewable Energy Facility East

Figure V-2
Wildfire Risk to Assets

MORROW AND UMATILLA COUNTIES, OR

- Amended Site Boundary
- Analysis Area (0.5-mile Buffer)
- City/Town
- County Boundary
- State Highway
- County Highway

Wildfire Risk to Assets

- Very High
- High
- Moderate
- Low

TETRA TECH

NEXTera ENERGY RESOURCES

Reference Map



Morrow County

Umatilla County

578

207

Lexington

735

602

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WGS 1984 UTM Zone 11N

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Wheatridge Renewable Energy Facility East

Figure V-3
Overall Wildfire Risk

MORROW AND UMATILLA COUNTIES, OR

- Amended Site Boundary
- Analysis Area (0.5-mile Buffer)
- City/Town
- County Boundary
- State Highway
- County Highway

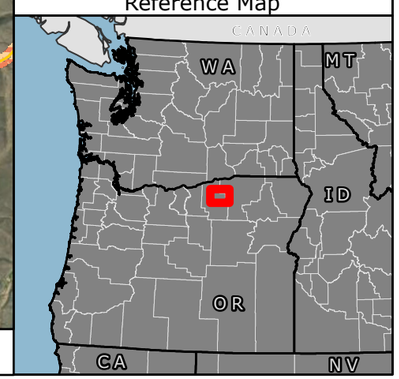
Overall Wildfire Risk

- Very high
- High
- Moderate
- Low
- Low benefit
- Benefit

TETRA TECH

NEXTera ENERGY RESOURCES

Reference Map



Morrow County

Umatilla County

Lexington

207

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WGS 1984 UTM Zone 11N

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Wheatridge Renewable Energy Facility East

Figure V-4
Wildfire Potential Impacts to People and Property

MORROW AND UMATILLA COUNTIES, OR

- Amended Site Boundary
- Analysis Area (0.5-mile Buffer)
- City/Town
- County Boundary
- State Highway
- County Highway

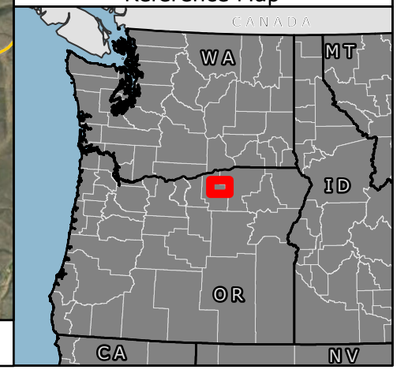
Potential Impact to People and Property

- Very High
- High
- Moderate
- Low

TETRA TECH

NEXTera ENERGY RESOURCES

Reference Map



Morrow County

Umatilla County

578

207

Lexington

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602

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WGS 1984 UTM Zone 11N

0 1 2 4 6 8 Miles

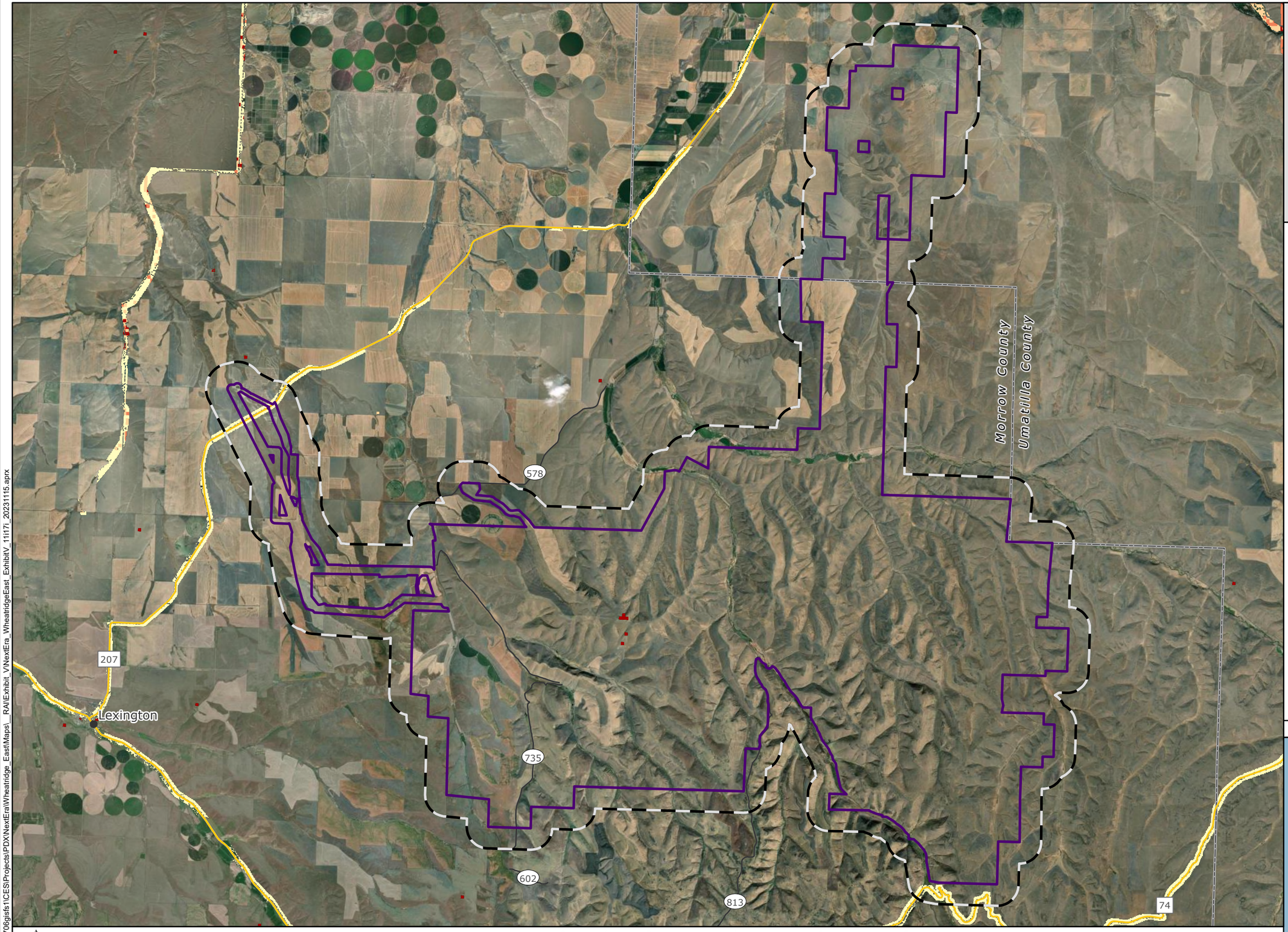
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Wheatridge Renewable Energy Facility East

Figure V-5
Wildfire Potential Impacts to Infrastructure

MORROW AND UMATILLA COUNTIES, OR



- Amended Site Boundary
- Analysis Area (0.5-mile Buffer)
- City/Town
- County Boundary
- State Highway
- County Highway

Potential Impact to Infrastructure

- Very High
- High
- Moderate
- Low

TETRA TECH

NEXTera ENERGY RESOURCES

Reference Map



1:135,000 WGS 1984 UTM Zone 11N

0 1 2 4 6 8 Miles

NOT FOR CONSTRUCTION

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Wheatridge Renewable Energy Facility East

Figure V-6
Overall Potential Impact

MORROW AND UMATILLA COUNTIES, OR

- Amended Site Boundary
- Analysis Area (0.5-mile Buffer)
- City/Town
- County Boundary
- State Highway
- County Highway

Overall Potential Impact

- Very High (>95th)
- High (80-95th)
- Moderate (50-80th)
- Low (30-50th)
- Low Benefit (15-30th)
- Benefit (0-15th)

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Reference Map



Morrow County

Umatilla County

Lexington

207

578

735

602

813

74

1:135,000

WGS 1984 UTM Zone 11N

0 1 2 4 6 8 Miles

NOT FOR CONSTRUCTION

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Wheatridge Renewable Energy Facility Northeast

Draft Operational Wildfire Mitigation Plan

Prepared for

NEXTera® ENERGY RESOURCES

Prepared by

TETRA TECH

Q1 2026

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1.0 Introduction

The Wheatridge Renewable Energy Facility East (Facility) is an approved wind energy generation facility with the capacity to generate up to 300 megawatts (MW). As approved, the Facility has up to 107 wind turbines with associated supporting facilities, and is located within an approved Site Boundary of approximately 78,985 acres across Morrow and Umatilla counties, Oregon.

The northeastern portion of the approved Facility (located in both Umatilla and Morrow counties) has yet to begin construction, and the Certificate Holder proposes to split this area from the remainder of the Facility currently under construction. Request for Amendment 2 (RFA 2) seeks to divide the Facility into two separate facilities within the approved Site Boundary.

1. **Wheatridge Renewable Energy Facility East (WREFE)** – Wind energy facility in Morrow County, including 71 wind turbines and related or supporting facilities, with a total generating capacity up to 200 MW. The Certificate Holder and Certificate Holder Owner will remain the same.
2. **Wheatridge Renewable Energy Facility Northeast (WREFNE)** – Wind energy facility in Morrow and Umatilla counties, including 36 wind turbines and related or supporting facilities, with a total generating capacity up to 100 MW. The Certificate Holder will be changed to Wheatridge Northeast Wind, LLC. NextEra Energy Resources will remain the Certificate Holder Owner.

Once the amendment process is complete, each facility will be a stand-alone Facility, but may share related or supporting facilities with one another similar to other projects approved by the Energy Facility Siting Council (EFSC). This includes splitting the Site Boundary and micrositing corridors. This Operations Wildfire Mitigation Plan (Plan) has been prepared for WREFNE, to support the Facility's RFA 2.

This Plan is provided to satisfy the approval standards under Oregon Administrative Rules (OAR) 345-022-0115(1)(b), which requires the Plan to:

> *(A) Identify areas within the site boundary that are subject to a heightened risk of wildfire, using current data from reputable sources, and discuss data and methods used in the analysis;*
>
> *(B) Describe the procedures, standards, and time frames that the applicant will use to inspect facility components and manage vegetation in the areas identified under subsection (a) of this section;*
>
> *(C) Identify preventative actions and programs that the applicant will carry out to minimize the risk of facility components causing wildfire, including procedures that will be used to adjust operations during periods of heightened wildfire risk;*
>
> *(D) Identify procedures to minimize risks to public health and safety, the health and safety of responders, and damages to resources protected by Council standards in the event that a wildfire occurs at the facility site, regardless of ignition source; and*

(E) Describe methods the applicant will use to ensure that updates of the plan incorporate best practices and emerging technologies to minimize and mitigate wildfire risk.

Additionally, this plan is submitted in adherence to the following Site Certificate Condition:

PRO-WP-01: Prior to beginning operation, the certificate holder shall update and submit to the Department the Wildfire Mitigation Plan (WMP) required under Condition PRE-WP-01 to address wildfire risk at the site based on final facility design and layout. The updated Wildfire Mitigation Plan is subject to Department review and approval.

2.0 Wildfire Risk at the Site

2.1 Areas of Heightened Risk

Areas of heightened risk are described using the Oregon Community Wildfire Protection Plan (CWPP) wildfire risk to assets data and overall wildfire risk (CWPP 2022) (see Exhibit V, Table V-2 and Table V-3, which is inclusive of WREFNE). The CWPP provides a clearinghouse of fire behavior and fire effects data to aid decision makers in charge of reducing wildfire risk in their communities. Supplemental information was also sourced from Morrow County's and Umatilla County's Natural Hazard Mitigation Plans as appropriate, both reviewed by the Federal Emergency Management Agency (Morrow County 2016, Umatilla County 2021). This data was analyzed within the WREFNE Site Boundary with a half-mile buffer around the perimeter (Analysis Area). This data considers the likelihood of fire in areas with valuable assets such as critical infrastructure, housing and developed recreation areas and vulnerability of assets in relation to fire paths and the likelihood of that asset being harmed (see Exhibit V, Figure V-2 and Figure V-3, resubmitted and attached, which still apply to the operational Facility and is inclusive of WREFNE). Overall wildfire risk is the product of the likelihood and consequence of wildfire on all mapped highly valued resources and assets combined: critical infrastructure, developed recreation, housing unit density, seed orchards, sawmills, historic structures, timber, municipal watersheds, vegetation condition, and terrestrial and aquatic wildlife habitat (CBI 2020).

Most of the Analysis Area is classified as no risk to assets due to lack of mapping of assets. Less than 1 percent of the Analysis Area is mapped as having a risk to assets, which includes less than 0.6 percent as moderate risk and 0.4 percent as low risk, which are primarily along Oregon Route 207 (OR-207) in the northwesternmost portion of the Analysis Area (see Exhibit V, Table V-2 and Figure V-2, resubmitted and attached, which is inclusive of WREFNE). When assets are added to a landscape, wildfire risk to assets will increase. With the addition of infrastructure that will result from Facility construction, it is expected that more of the area would fall into moderate to high category for wildfire risk to assets.

The percent of the Analysis Area that falls into each wildfire risk rating appears in Exhibit V, Table V-3 and is displayed on Figure V-3 (resubmitted and attached, which is inclusive of WREFNE). Of the mapped areas of overall wildfire risk, low overall fire risk covers the largest area (over 2.3 percent) of the Analysis Area. Most of the Analysis Area has no overall wildfire risk data (over 96.7

percent), which indicates there are no highly valued resources or assets mapped in the area or simulated wildfires did not burn the area due to low historical occurrence/absence of burnable fuel (CBI 2020). High and moderate overall wildfire risk areas are centered around farm and ranch buildings and infrastructure. Big Butter Creek Road is the main corridor where moderate to high overall risk was modeled in the Analysis Area (see Exhibit V, Figure V-3, resubmitted and attached, which is inclusive of WREFNE). The Morrow County Natural Hazards Mitigation Plan further describes the northern third portion of the County as having the lowest potential for fire (as compared to the rest of the County), where the Facility is proposed (Morrow County 2016). The Umatilla County Natural Hazards Mitigation Plan indicates a higher potential for fire, but outside the portion of the Facility within Umatilla County (Umatilla County 2021).

See Exhibit V for assessment of baseline fire risk, seasonal fire risk, and high fire consequence areas, which still applies to the operational phase of the Facility (associated figures resubmitted and attached, which is inclusive of WREFNE).

3.0 Wildfire Mitigation Measures

This section provides an analysis of areas within the Facility that may have heightened wildfire risk, and describes facility-wide mitigation measures that will be implemented during operation to reduce the risk of wildfire per OAR 345-022-0115(1)(b).

The Certificate Holder has consulted with local fire districts to receive and incorporate input into the final Plan, as appropriate, about the location and types of temporary fire breaks needed in the event of a fire on or off site. See below based on feedback from the various RFPDs and Fire Districts regarding response times (see Table 1; including Facility staff) and fire break protocols applicable during operations:

Table 1. Fire District Contact Information and Response Times

Fire District	Response Time	Contact Name	Email	Phone
Wheatridge East Staff	25 minutes	Charles Thomsen (Site Manager)	charles.thomsen@nexteraenergy.com	509-386-4308
Heppner FD	40 minutes	Steven Rhea	srhea0512@gmail.com	541-676-5534
Ione RFPD	40 minutes	Virgil Morgan	virbiemorgan@netscape.net	541-422-7303
Echo RFPD	40 minutes	Delbert Gehrke	dgehrke@eotnet.net	541-376-8580 541-571-2747
Boardman FRD	10 to 20 minutes depending from which station	Marty Broadbent	MBroadbent@boardmanfd.com	541-561-3826 541-481-3473
Pendleton FD	Secondary Responder	Anthony Pierotti	anthony.pierotti@pendletonor.gov	541-429-0804
Irrigon RFPD	Secondary Responder	Thomas Roberts	irfpd2011@gmail.com	541-922-3133

Fire District	Response Time	Contact Name	Email	Phone
			TRoberts@IRFPD.org	
Lexington FD	Secondary Responder	Charlie Sumner	cncsumner@centurytel.net	541-989-8515

Communication

The senior firefighter responding will be designated the point of contact and determine the need and location of fire breaks. The site manager will establish communication with the point of contact and direct facility employees. Facility employees will communicate with issued radios as a primary means and cell phones as a back-up. Emergency responders will establish communications in accordance with their operating procedures.

Construction of Fire Breaks

During the operation phase of the facility, fire breaks will be created by any available means at the direction of the point of contact.

Location of Fire Breaks

The location of the fire breaks will be dependent on each unique wildfire event. The key factors that will be considered are:

1. Topography: Fire tends to move quickly uphill, while slower downhill due to the pre-heating effect. The terrain and existing infrastructure such as roads and two-tracks will be used when positioning firebreaks, targeting ridge tops.
2. Wind Patterns: Local wind patterns can significantly impact the speed and direction of wildfires. Knowing these patterns can help predict the path of a fire, which in turn can determine the most effective placement of firebreaks. The wind is predominantly from the Southwest for the boundary of the Facility.
3. Types and Density of Vegetation: Areas with dense vegetation provide more fuel for wildfires to grow rapidly. Identifying these areas and intervening early with firebreaks can help curtail a fire's spread. Also, consider the flammability of local plant species.
4. Accessibility: Firebreaks should ideally be accessible for firefighting resources and personnel for monitoring. They can also serve as a base for launching firefighting operations.
5. Proximity to Adjacent Farms: Firebreaks can serve as protective barriers for cultivated fields and critical structures. Therefore, these areas should be considered when selecting firebreak location.

3.1 Operations

3.1.1 Wildfire Mitigation Through Facility Design

The Facility's components, and overall project design, meets National Electrical Code and Institute of Electrical and Electronics Engineers standards and will not pose a significant fire risk. The 230-kv transmission line has been be designed and constructed in accordance with Avian Power Line Interaction Committee Standards. All wind turbines have been equipped with safety features to shut down operation in the event of mechanical failure that could cause fire and have been equipped with internal fire suppression systems and lightning protection systems to reduce the potential for structural fires.

During operation, the Certificate Holder and contractor(s) will follow all relevant Occupational Safety and Health Administration and National Fire Protection Association requirements related to fire hazards including: no smoking policy, fire permit requirement, hazardous material and combustible storage areas, pre task planning to assess fire risks, relevant fire awareness training, lockout-tagout requirement, hazardous materials documentation, appropriate management, and disposal.

The Certificate Holder has designed the Facility to maintain a defensible space clearance along Facility features (see Section 3.1.3, Vegetation Management, for defined defensible spaces). Defensible space will be free of combustible vegetation or other materials. Roads and parking areas will be maintained to be free of vegetation tall enough to contact the undercarriage of the vehicle. Travel off road or parking in vegetated areas will be restricted during fire season. All combustion engines (including but not limited to off road vehicles, chainsaws, and generators) will be equipped with a spark arrester that meets U.S. Forest Service Standard 5100-1a.

Vegetation within the fence line will be managed as needed to reduce fuels for fire. Facility access roads have been sufficiently sized for emergency vehicle access, in accordance with local building code and local fire department requirements. The fenced areas around Facility infrastructure have been graveled, with no vegetation present. The supervisory control and data acquisition (SCADA) system will be constantly monitoring for indications of fire or equipment fault around the site that will notify the Renewable Operations Control Center to contact local firefighting services in case of a fire or emergency (see Sections 3.1.4 and 3.1.5 for further information regarding fire detection and response). The limited vegetation present within the Site Boundary during operations will also help to minimize spread of fire. Fire suppression equipment during the fire season will be kept in all staff vehicles (see Section 3.1.5 for additional information regarding fire protection equipment and suppression). Any potential fires inside the Site Boundary will be controlled by trained staff who will be able to access the Facility around the clock. These measures will help keep external fires out or internal fires in.

Before beginning operation of the facility, the Certificate Holder provided a final site plan to all fire protection districts and first responders identified in the Emergency Management Plan required under Condition PRE-PS-05 (per site certificate condition PRO-PS-02) and the Oregon Department

of Energy. The site plan includes the Facility infrastructure (and incorporates any associated fire prevention features such as fire breaks), including the identification number assigned to each turbine and the actual location of all facility structures. The site plan identifies access roads, entries/exits, and other relevant features. The Certificate Holder shall provide an updated site plan if additional turbines or other structures are later added to the facility. As-built information will be provided within one month of beginning operations in compliance with OPR-GS-01, OPR-LU-01, and OPR-LU-05.

3.1.2 Inspection of Facility Components

The Facility components that could cause electrical fires (and are thus subject to higher wildfire risk) are the wind turbines, substations, overhead electrical lines, and battery energy storage system (BESS). During operations, the Certificate Holder will conduct inspections for maintaining a Facility that minimizes the risk of fire; see Table 2.

Table 2. Operational Inspections for Electrical Components

Inspection	Procedure	Standard	Time Frame
Turbines	Visual inspection of turbine components and foundations as well as the surrounding area. In addition, Supervisory Control and Data Acquisition (SCADA) data is observed to determine how the turbine's structural components are withstanding stresses.	SPCC Plan[1] Manufacturer's maintenance recommendations	Quarterly Annual
Substations	Visual inspection of MPT, Avian Power Line Interaction Committee (APLIC) measures, and surrounding area.	Manufacturer's maintenance recommendations APLIC[2]	Monthly Quarterly
Overhead electrical lines	Visual inspection of components, grounding, APLIC measures, vertical clearance distance between conductor and vegetation.	National Energy Reliability Corporation (NERC)[3] APLIC	Annual
Battery energy storage system	Visual inspection of BESS, PCS, and surrounding areas	SPCC Plan Manufacturer's maintenance recommendations	Monthly

1. The Operational Spill Prevention, Control, and Countermeasure Plan for the Facility will require these components to be inspected monthly for spills. During these inspections, Operational Staff will also visually inspect the component and surrounding area.

2. The Certificate Holder will develop an inspection checklist and program of electrical equipment based on manufacturer's recommendations for individual components.

3. Vegetation maintenance standard FAC-003-0.

Specifically, quarterly inspections during operations will involve the following:

- Proper maintenance of equipment to prevent sources of combustible materials;
- Prevention of combustible materials accumulation;

- Proper disposal of combustible waste;
- Assurance of property flammable chemical storage (i.e., within a flammable cabinet);
- Proper treatment of any leaks;
    - For leaks that cannot immediately be stopped, they will be contained, reported, and cleaned to mitigate any fire hazard. All leaks will be reported to the Site Operations Manager and in turn, NextEra's Environmental Health and Safety Department.
- Proper maintenance of all heat-producing equipment to prevent accidental ignition of combustible materials, in accordance with applicable equipment guidelines and manuals;
- Visual inspection of portable fire extinguishers; and
- Visual inspections of the substations, BESS, and surrounding areas, as well as completion of applicable APLIC inspection forms.

Additionally, quarterly inspections will generally include:

- Visual inspections of the turbines, substations, and surrounding areas, as well as completion of applicable APLIC inspection forms.

Lastly, for annual inspections during operations, the following will be completed:

- Testing of fire equipment in compliance with manufacturer specifications and National Fire Protection Association guidelines:
    - Portable dry fire extinguishers will have an annual maintenance check and hydrostatic test every 12 years.
    - Carbon dioxide extinguishers will have an annual maintenance check and hydrostatic test every 5 years.
    - Extinguishers will also be tested after use.
    - A qualified contractor will perform all inspections.
- Internal inspections of wind turbines, including checking for cleanliness and fire hazards;
- Cleaning and inspecting wind turbines in compliance with the Oregon Department of Emergency Management requirements;
- Assessment of SCADA data and applicable equipment performance;
- Visual inspections of overhead electrical lines and completion of applicable APLIC inspection forms; and

Inspections and maintenance of turbine foundation anchor bolts will occur every three years (minimum of 10 percent for each foundation); bolts will be re-tightened if any bolt fails the tension check.

In addition to regularly scheduled inspections, the SCADA system allows for real-time monitoring of each Facility component, 24 hours a day, 7 days a week. As described in the Division 27 document, the SCADA system will serve as the "nerve center" of the Facility by connecting individual turbines, substations, BESS, and meteorological towers to a central computer housed in the shared/existing O&M building (per Condition CON-WF-02). If an issue with Facility infrastructure arises, O&M staff are alerted so that the component can be shut down to minimize a failure's consequences and potential safety risks.

For any discrepancies that are identified in the inspections listed, remedial actions will be taken immediately and reported to the Site Operations Manager. If the issue cannot be resolved by the technician, the Site Operations Manager will ensure that the appropriate remedial actions are scheduled and monitoring of the issue is conducted until the issue is resolved.

3.1.3 Vegetation Management

The Certificate Holder will maintain vegetation within the Site Boundary and will also maintain a defensible space clearance along Facility features. Defensible space will be free of combustible vegetation or other materials. The movement of vehicles will be planned and managed to minimize fire risk. Roads and parking areas will be maintained to be free of vegetation tall enough to contact the undercarriage of the vehicle. Travel off road or parking in vegetated areas will be restricted during fire season; No off-road vehicle travel will be permitted while working alone. Workers will be instructed to shut off the engine of any vehicle that gets stuck, and periodically inspect the area adjacent to the exhaust system for evidence of ignition of vegetation; Stuck vehicles will be pulled out rather than "rocked" free and the area will be inspected again after the vehicle has been moved. All combustion engines (including but not limited to off road vehicles, chainsaws, and generators) will be equipped with a spark arrester that meets U.S. Forest Service Standard 5100-1a.

Each spring, prior to the summer months, a physical vegetation survey assessment of the area will be completed at least once annually to monitor for vegetation clearances around electrical equipment, maintenance of fire breaks, and monitor for wildfire hazards. This survey will focus on areas of heightened risk and high fire consequences as described in Sections 2.5 and 2.6 respectively, and displayed in Figures V-2, V-3 and V-4 (see Exhibit V, resubmitted and attached, which is inclusive of WREFNE). The initial vegetation survey assessments will occur in May or June, prior to the start of the dry season, a time when wildfire risk is usually heightened due to low fuel moisture and high temperature. The vegetation survey assessment will be conducted by the Site Operations Manager and will be used to assess the frequency of upcoming vegetation maintenance and identify areas that may need additional attention. The Site Operations Manager will visually assess and document vegetation height, abundance, and areas where vegetation should not be present such as crushed rock bed around collector substations and the BESS. The vegetation survey assessment will determine that clearances and fire breaks (vegetative clearance areas and areas determined to remain clear to act as permanent fire breaks or areas where temporary fire breaks may be deployed in the event of a fire) are satisfactory, and if not, the mitigation procedures will be implemented (e.g., vegetation management) to ensure clearances and fire breaks are satisfactory.

The vegetation survey will document:

- Location of wildfire hazards;
- Species;
- Estimated growth rate;
- Abundance;

- Vegetation clearance/setbacks;
- Risk of fire hazard; and
- Mitigation and removal measures

Criteria that will be used to determine that clearances and fire breaks are satisfactory include a 5-foot noncombustible, defensible space around Facility structures (e.g., substations, operations and maintenance [O&M] building), a 5-foot minimum vegetation clearance from conductors, no vegetation in graveled areas or crushed rock areas around facility structures (e.g., O&M buildings, substations, and BESS, 100-foot vegetation-free zone to be applied specifically around the substation and BESS), and height of vegetation within transmission line corridors managed to appropriate height requirements (Table 3).

To reduce the availability of fuels for wildfire near electrical components, the Certificate Holder has installed a non-flammable gravel base around wind turbines, substations, and BESS, as described in the RFA 1's Division 27 document (*Request for Amendment #1 for the Wheatridge Renewable Energy Facility East*) and shall implement ongoing vegetation management outlined in Table 3 to ensure that vegetation does not grow in these graveled areas.

Table 3. Vegetation Management Procedures by Facility Component

Vegetation Management	Procedure	Standard	Time Frame
Turbine	Herbicide application on gravel pad surrounding turbines. Highly compacted gravel foundations of turbines are not suitable for vegetation.	IEEE 80[1] NFPA 70[2]	Yearly, depending on vegetation condition.
Substations	Herbicide application on substation gravel pads. Highly compacted gravel foundations of the substations are not suitable for vegetation.	IEEE 80[1] NEC 70[2]	Yearly, depending on vegetation condition.
Overhead electrical lines	Mow vegetation to achieve clearance requirements between conductor and ground.	North American Electric Reliability Corporation (NERC)[3]	Yearly, depending on vegetation condition.
Battery energy storage system	Herbicide application on gravel pad surrounding the BESS. Highly compacted gravel foundations of the BESS are not suitable for vegetation.	IEEE 80[1] NEC 70[2]	Yearly, depending on vegetation condition.
1. IEEE (2015) 2. NFPA (2026) 3. NERC (2020)			

Additional vegetation surveys may be required throughout the season based on seasonally heightened fire risk, vegetation growth, or observations from O&M staff. The survey(s) will be

conducted by a vegetation specialist and will be used to assess the frequency of upcoming vegetation maintenance and will assess and document the following:

- Location;
- Species;
- Height;
- Proximity to facility components;
- Estimated growth rate;
- Abundance;
- Clearance/setbacks; and
- Risk of fire hazard.

Vegetation control will begin following the surveys and employ best management practices and techniques that are most appropriate for the local environment. In areas where vegetation is present and could pose a fire risk, vegetation management and removal measures (mowing, vegetation removal, herbicide, etc.) shall be implemented prior to fire season (mid-late summer) and in accordance with any fire restrictions. At no point shall vegetation come in contact with electrical equipment and any vegetation caught in the fence line(s), shall be removed. Any vegetation removed from the site will be disposed of and not stored onsite. The Certificate Holder and contractors will prevent the accumulation of combustible "burn piles" on site.

Physical vegetation control, such as mowing or the introduction of non-invasive species that are low growing as described in the Habitat Mitigation Plan (HMP), and the Revegetation Plan. Depending on the location, soil type, and HMP or Revegetation Plan criteria, the vegetation may either be mowed or managed through low-growing species in a seed mix. For example, vegetation under overhead electrical lines may be mowed to achieve clearance requirements between conductor and ground (Table 3). Habitat subtypes within the Site Boundary primarily consist of Native Perennial Grassland, Dryland Wheat, Revegetated/Other Planted Grassland, and Rabbitbrush/Snakeweed Shrub-steppe. Based on the HMP and Revegetation Plan, the appropriate non-invasive, low-growing species for physical vegetation control can be included in seed mixes for the restoration of habitat with either 1) a mix of native or non-invasive, non-persistent non-native grasses; or 2) a mix of native or non-invasive, non-persistent non-native grasses, forbs, and shrubs.

In rare circumstances where it is necessary to use herbicides, an effort will be made to minimize use and only apply bio-degradable, U.S. Environmental Protection Agency-registered, organic solutions that are non-toxic to wildlife. Any herbicides used for vegetation management the site will be selected and used in a manner that fully complies with all applicable laws and regulations. Noxious weeds within the Site Boundary will be controlled in accordance with the Noxious Weed Control Plan.

3.1.4 Fire Weather Monitoring

Definitions:

Non-Fire Season – Approximately October - May

 **Fire Season** – Approximately June-September, formally designated by the Oregon Department of Forestry (ODF). Under ORS 478.960 (4), a Fire Chief can establish Fire Season within a Fire District when ODF, under ORS 477.505, declares Fire Season. Begins seasonal restrictions for public and industry.

 **Fire Weather Watch** – A fire weather watch is issued when there is a high potential for the development of a red flag event. A watch is issued 18 to 96 hours in advance of the expected onset of criteria. Intent of a fire weather watch is to alert forecast users at least a day in advance for the purposes of resource allocation and fire fighter safety. A watch means critical fire weather conditions are possible but not imminent or occurring.

 **Red Flag Weather Warning** – A red flag warning is used to warn of impending or occurring red flag conditions. Its issuance denotes a high degree of confidence that weather and fuel conditions consistent with local red flag event criteria will occur in 48 hours or less. Specific Red Flag criteria differ for each situation and district in Oregon. Be extremely careful with open flames and other activities that emit sparks.

Hot Work: Any cutting, grinding, welding, or other activity that creates spark or open flame

Fire Watch Service:

Fire watch shall:

- Be physically capable and experienced to operate firefighting equipment.
- Have facilities for transportation and communications to summon assistance.
- Observe portions of the operation on which activity occurred during the day.

Burn probability, expected flame length, and overall risk may increase during periods of the fire season. Personnel on site will monitor Fire Weather Watches and Red Flag Warnings issued by the National Weather Service. A Fire Weather Watch indicates the potential for weather conducive to large fire spread in the next 18 to 96 hours. A Red Flag Warning is issued when current weather conditions are conducive to large fire growth in the next 48 hours. During operation, personnel monitoring these conditions must halt Facility operations, work at the site or overland vehicle travel in high risk locations or employ additional mitigation measures. High risk locations include areas of extremely combustible material such as grass, brush, or timber. Mitigation measures during a Red Flag Warning include, but are not limited to, communicating to on-site staff of the Red Flag Warning, communicating with local fire protection agency personnel of on-going conditions/summon any necessary firefighting assistance, driving or parking on roads to avoid sparking a fire in grass or brush, determine a safety zone/escape route as applicable, and halting operational activities that may increase fire risk. If maintenance activities need to occur at the Facility during times of heightened fire risk, the Certificate Holder will implement the following measures to prevent wildfires:

- If regrowth around Facility infrastructure occurs, the Site Operations Manager will enact mechanical or chemical measures to control the vegetation, depending on the species.

- Activities will require a Hot Work Permit to be issued by the Site Operations Manager, which outlines the relevant fire risk of the proposed maintenance activity and provides any necessary precautions. All hot work must be conducted on road or turbine pad surfaces that are cleared of vegetation, and an onsite Fire Safety Supervisor will be notified prior to the work, and that fire suppression equipment will be immediately available during hot work activities. Following the completion of hot work, the Certificate Holder or contractor(s) must maintain a fire watch for 60 minutes to monitor for potential ignition.
- When possible, maintenance tasks that involve spark risk will be rescheduled.
- If maintenance tasks cannot be postponed, the Site Operations Manager will implement fire risk prevention procedures to ensure continued operation of the Facility. An additional contractor will be hired to monitor fire risk at the Facility, equipped with a water truck to oversee all maintenance as activities.

In general, see Table 4 for fire prevention measures that should be following during fire season as applicable.

Table 4. Fire Prevention Measures During Fire Season Summary

Requirement	Non-Fire Season	Fire Season	Fire Weather Watch	Red Flag Warning
Fire weather advisory	Not required	Not required	Not required	On-site personnel must be aware of Red Flag Warning
On-site water source	N/A	As specified in Section 3.1	As specified in Section 3.1	As specified in Section 3.1
Hot work	Only permitted on roads or on non-combustible surfaces	Only permitted on roads or on non-combustible surfaces; fire watch required for 60 minutes after completion	Not Permitted	Not Permitted
Fire Watch Service	Not required	During breaks and for 60 minutes after all power-driven machinery has been shut down for the day	During breaks and for 60 minutes after all power-driven machinery has been shut down for the day	During breaks and for 60 minutes after all power-driven machinery has been shut down for the day
Driving and Parking	As described in Section 3.1	As described in Section 3.1	Only permitted on roads or on non-combustible surfaces and Section 3.1	Only permitted on roads or on non-combustible surfaces and Section 3.1

Requirement	Non-Fire Season	Fire Season	Fire Weather Watch	Red Flag Warning
Smoking	Designated areas only	Designated areas only	Not permitted	Not permitted

3.1.5 Emergency Response

During all phases of the facility, the Certificate Holder will work directly with local emergency responders to compile and maintain a current list of adjacent landowners/property owners with contact information. For immediate notification, the Facility staff will notify property owners and adjacent landowners, as directed by the site manager/assistant site manager. Additional information will be distributed via email so that coordinates and maps can be shared as necessary. This notification process is intended to avoid impacting emergency responder's resources.

Emergency response is outlined in the Wheatridge Emergency Action Plan. Additionally, the aforementioned Emergency Management Plan (per Site Certificate Condition PRE-PS-05) and Site Health and Safety Plan (per Site Certificate Condition PRE-PS-06) will be updated as applicable and implemented during operations. Personnel will be trained on the RACE (i.e., Remove, Alarm, Confine and Extinguish or Evacuate) procedure to implement in the event of a fire start. RACE procedure includes:

- Rescue anyone in danger (if safe to do so);
- Alarm – call the control room, who will then determine if 911 should be alerted;
- Contain the fire (if safe to do so); and
- Extinguish the incipient fire stage (if safe to do so).

Contact of 911 will occur in the event of:

- A fire or emergency on-site that cannot be addressed by personnel on-site and requires the assistance of fire or emergency medical personnel;
- A fire ignition on-site that spreads out of the fence line;
- Any fire off-site that does not have emergency responders on site.
    - To the extent that operational personnel can safely assist and/or provide equipment to help extinguish off-site fires until emergency responders are on site, it is encouraged to do so to assist in the spread of the fire, loss of life, property and damage to the environment.

Personnel on site will carry fire suppression equipment during the fire season in their vehicles. This equipment shall include, at a minimum:

- Fire Extinguisher: Dry chemical. 2.5 or 2.8 pound. 1A-10B: C U/L rating, properly mounted or secured;
- Pulaski Hand Shovel: Round point. 26 to 28 inch "D" Handle, blade - 12 inches long and 10 inches wide; and Collapsible Pail: 5-gallon capacity.

All internal combustion engines must be equipped with exhaust systems, mufflers and screens, or include an appropriate spark arrestor; and must be kept in good operating condition. All combustion engines (including but not limited to off road vehicles, chainsaws, and generators) will be equipped with a spark arrester that meets U.S. Forest Service Standard 5100-1. All power driven machinery will be kept free of excess flammable material which may create a risk of fire.

Personnel will receive training on use of suppression equipment. All personnel shall also be equipped with communication equipment capable of reaching the control room from all locations within the Site Boundary. Additionally, all operations staff will undergo regular trainings including:

- Annual employee fire prevention and response training that shall include instruction on Facility fire hazards, fire/electrical safety, emergency notification procedures, use of fire safety equipment, specific hazards of the facility, and fire safety rules and regulations (per Site Certificate Conditions GEN-PS-03 and PRE-OS-05).
    - Equivalent training shall also be provided to new employees or subcontractors working on site that are hired after the start of operations.
    - Training will be implemented by the Certificate Holder in coordination with the first-response agencies listed in the Emergency Management Plan (Site Certificate Condition PRE-PS-05), as submitted prior to construction initiation.

3.2 Updates to the Operational Wildfire Mitigation Plan

The Plan will be a living document that will be updated as needed in order to meet the objectives and to respond to changing conditions within the Site Boundary. The Plan will be updated annually to account for changes in local fire protection agency personnel, wildfire risk at the site, and changes in best practices for minimizing and mitigating fire risk (see Table 5 below). The Certificate Holder shall document and report annually to the Oregon Department of Energy (pursuant to OAR 345-026-0080(2):

- Whether wildfire risk has changed significantly at the site.
- Any changes in local fire protection agency personnel and operational managers.
- Whether the industry groups and applicable design standards outlined in Table 2 have changed or been updated to result in new future technologies or best practices that could be implemented at the Facility. The Plan shall be updated based on changes in best practices or technologies deemed necessary and appropriate at the site, or as needed at the site based on changes in site conditions and modeled wildfire risk.
- Any significant changes in vegetation management.

Emerging technologies will likely contribute to increased knowledge of wildfire risk and wildfire mitigation. Improvements in wildfire modeling and detection will be monitored and integrated into

the plan. Specifically, this document will be updated if wildfire models cited in this report are updated.

Table 5. Resources for Future Best Practices

Reference	Description	Method
American Clean Power (ACP)	ACP establishes best practices for renewable energy projects.	The Certificate Holder's parent company is a member of ACP and participates in best practice development.[1]
North American Electric Reliability Corporation (NERC)	NERC develops electrical standards for large energy facilities.	The Certificate Holder will follow NERC Standard FAC-003-0 for its vegetation management program of transmission lines, or updates to this standard as approved by NERC.[2]
Oregon Specialty Building Codes (OSBC)	OSBC designs building codes applicable to inhabitable spaces, substation enclosures.	Remodeling of the substation enclosures that requires permits will follow any updates to the OSBC at that time.
Oregon Fire Code	The Oregon State Fire Marshal adopts the Oregon Fire Code, establishing minimum fire prevention and protection systems requirements applicable to certain structures, including but not limited to, energy systems.	The Certificate Holder will adhere to any applicable standards of the Oregon Fire Code and has incorporated features necessary to meet those standards into the design of the facility. The Certificate Holder will annually review and apply applicable standards that may apply to an operational facility.
The National Fire Protection Association (NFPA) Codes and Standards	The NFPA publishes codes and standards intended to minimize the possibility and effects of fire and other risks.	The Certificate Holder will identify and adhere to any applicable codes and standards and has incorporated features necessary to meet those standards into the design of the facility. The Certificate Holder will annually review and apply applicable standards that may apply to an operational facility.
Avian Power Line Interaction Committee (APLIC)	APLIC develops avian protection methods for electrical facilities to minimize fire risk to bird/mammal nests on electrical equipment.	The Certificate Holder's parent company is a member of APLIC.[3] An operational wildlife monitoring program will inspect for wildlife nesting on facilities that could cause fire, and take actions following applicable laws (for example, the Migratory Bird Treaty Act).

OAR Chapter 860, Division 024	Safety standards for transmission lines adopted by Oregon Public Utility Commission.	The Certificate Holder will maintain consistency with any applicable vegetation clearance requirements, pruning standards, and high fire risk zone safety standards and will provide a summary of standards that are updated and implemented at the facility.
1. Link to ACP Standards & Practices: https://cleanpower.org/resources/types/standards-and-practices/. 2. NERC FAC-003-0: https://www.nerc.com/pa/Stand/Reliability%20Standards/FAC-003-0.pdf. 3. Link to APLIC member organization: https://www.aplic.org/member_websites.php.		

4.0 References

CBI (Conservation Biology Institute). 2020. Wildfire Risk Assessment Data Layer Descriptions Spreadsheet. DataLayerDescriptions_04_01_2019.Xlsx. Conservation Biology Institute. https://databasin.org/datasets/31cc2ca6bebe4efab3b139c50dd79722/.

CWPP (Oregon Community Wildfire Planning Tool). 2022. https://tools.oregonexplorer.info/oe_htmlviewer/index.html?viewer=wildfireplanning.

IEEE (Institute of Electrical and Electronics Engineers). 2015. IEEE Guide for Safety in AC Substation Grounding. Std 80-2013 (Revision of IEEE Std 80-2000/ Incorporates IEEE Std 80-2013/Cor 1-2015). https://doi.org/10.1109/IEEESTD.2015.7109078.

Morrow County. 2016. Morrow County Oregon Multi-Jurisdictional Natural Hazard Mitigation Plan. December 2016. https://www.morrowcountyor.gov/sites/default/files/fileattachments/emergency_management/page/16294/nhmp_2016_-_final_adoption.pdf.

NERC (North American Electric Reliability Corporation). 2020. Transmission Vegetation Management NERC Standard FAC-003-5 Technical Reference. Prepared by the North American Electric Reliability Corporation Vegetation Management Standard Drafting Team, North American Electric Reliability Corporation, Princeton, New Jersey. https://www.nerc.com/globalassets/standards/projects/2015-09/2015-09_fac-003-5---clean.pdf.

NFPA (National Fire Protection Association). 2026. NFPA 70: National Electrical Code (NEC). 2026 Edition. National Fire Protection Association, Quincy, Massachusetts.

Umatilla County. 2021. Umatilla County Multi-Jurisdictional Natural Hazards Mitigation Plan. Effective August 12, 2021 through August 11, 2026. https://www.co.umatilla.or.us/fileadmin/user_upload/Planning/Umatilla_County_MJNHMP_FINAL_8-24-21Reduced.pdf.

Attachment 1. WREFE RFA1 Exhibit V Figures

Wheatridge Renewable Energy Facility East

Figure V-1
Hazard to Potential Structures

MORROW AND UMATILLA COUNTIES, OR

- Amended Site Boundary
- Analysis Area (0.5-mile Buffer)
- City/Town
- County Boundary
- State Highway
- County Highway

Potential Impact to Structures

- Very High
- High
- Moderate
- Low
- Non-burnable/Very Low

TETRA TECH

NEXTera ENERGY RESOURCES

Reference Map



Morrow County

Umatilla County

578

207

Lexington

735

602

813

74

1:135,000

WGS 1984 UTM Zone 11N

0 1 2 4 6 8 Miles

NOT FOR CONSTRUCTION

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Wheatridge Renewable Energy Facility East

Figure V-2
Wildfire Risk to Assets

MORROW AND UMATILLA COUNTIES, OR

- Amended Site Boundary
- Analysis Area (0.5-mile Buffer)
- City/Town
- County Boundary
- State Highway
- County Highway

Wildfire Risk to Assets

- Very High
- High
- Moderate
- Low

TETRA TECH

NEXTera ENERGY RESOURCES

Reference Map



Morrow County

Umatilla County

578

207

Lexington

735

602

813

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1:135,000

WGS 1984 UTM Zone 11N

0 1 2 4 6 8 Miles

NOT FOR CONSTRUCTION

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Wheatridge Renewable Energy Facility East

Figure V-3
Overall Wildfire Risk

MORROW AND UMATILLA COUNTIES, OR

- Amended Site Boundary
- Analysis Area (0.5-mile Buffer)
- City/Town
- County Boundary
- State Highway
- County Highway

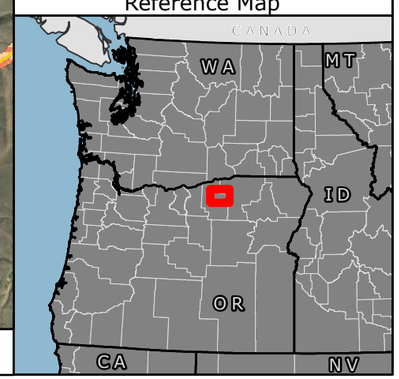
Overall Wildfire Risk

- Very high
- High
- Moderate
- Low
- Low benefit
- Benefit

TETRA TECH

NEXTera ENERGY RESOURCES

Reference Map



Morrow County

Umatilla County

Lexington

207

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735

602

813

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WGS 1984 UTM Zone 11N

0 1 2 4 6 8 Miles

NOT FOR CONSTRUCTION

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Wheatridge Renewable Energy Facility East

Figure V-4
Wildfire Potential Impacts to People and Property

MORROW AND UMATILLA COUNTIES, OR

- Amended Site Boundary
- Analysis Area (0.5-mile Buffer)
- City/Town
- County Boundary
- State Highway
- County Highway

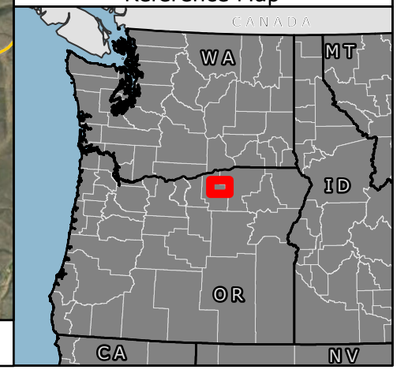
Potential Impact to People and Property

- Very High
- High
- Moderate
- Low

TETRA TECH

NEXTera ENERGY RESOURCES

Reference Map



Morrow County

Umatilla County

578

207

Lexington

735

602

813

74

1:135,000

WGS 1984 UTM Zone 11N

0 1 2 4 6 8 Miles

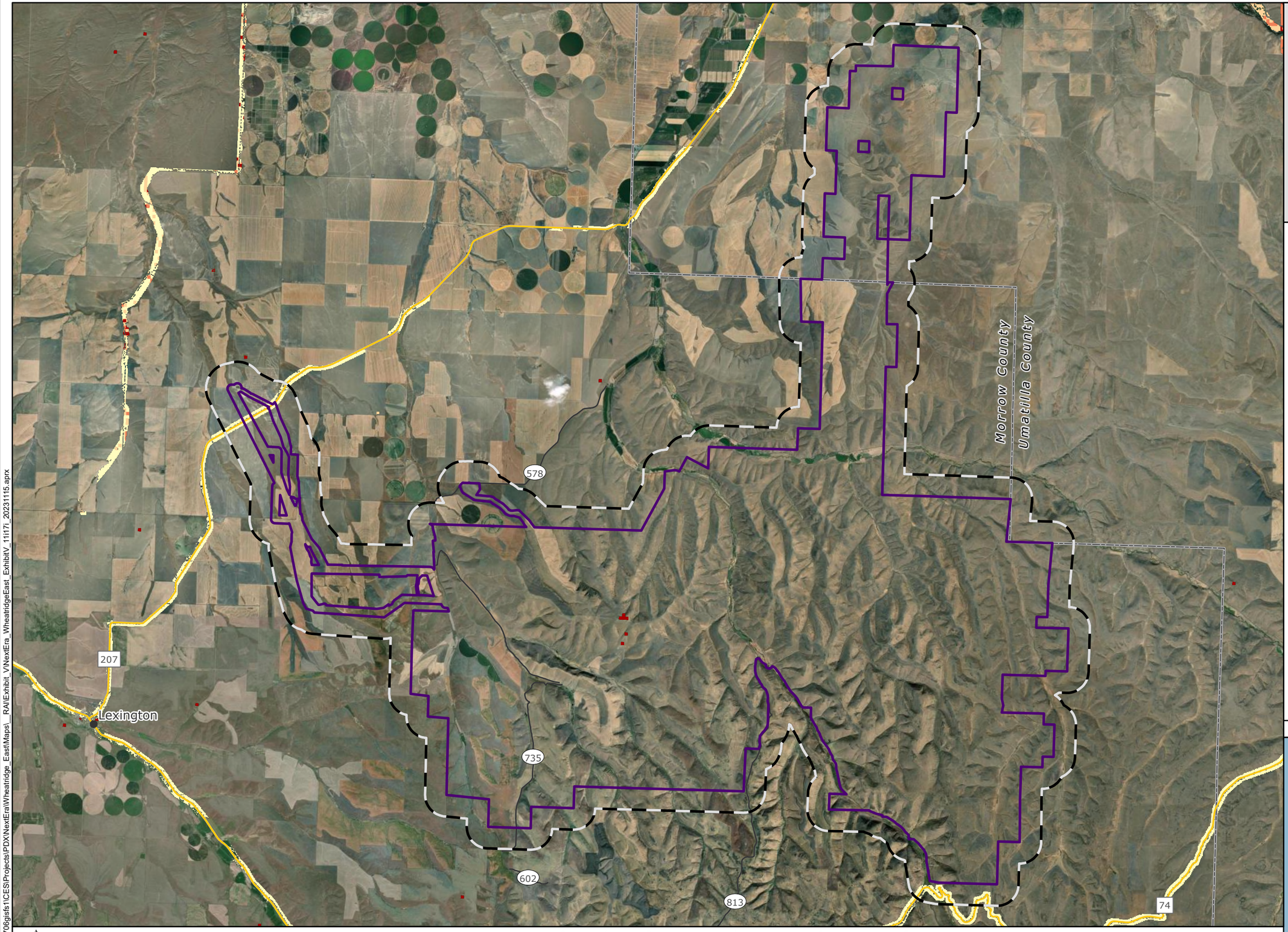
NOT FOR CONSTRUCTION

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Wheatridge Renewable Energy Facility East

Figure V-5
Wildfire Potential Impacts to Infrastructure

MORROW AND UMATILLA COUNTIES, OR



- Amended Site Boundary
- Analysis Area (0.5-mile Buffer)
- City/Town
- County Boundary
- State Highway
- County Highway

Potential Impact to Infrastructure

- Very High
- High
- Moderate
- Low

TETRA TECH

NEXTera ENERGY RESOURCES

Reference Map



1:135,000 WGS 1984 UTM Zone 11N

0 1 2 4 6 8 Miles

NOT FOR CONSTRUCTION

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Wheatridge Renewable Energy Facility East

Figure V-6
Overall Potential Impact

MORROW AND UMATILLA COUNTIES, OR

- Amended Site Boundary
- Analysis Area (0.5-mile Buffer)
- City/Town
- County Boundary
- State Highway
- County Highway

Overall Potential Impact

- Very High (>95th)
- High (80-95th)
- Moderate (50-80th)
- Low (30-50th)
- Low Benefit (15-30th)
- Benefit (0-15th)

TETRA TECH

NEXTera ENERGY RESOURCES

Reference Map



Morrow County

Umatilla County

Lexington

207

578

735

602

813

74

1:135,000

WGS 1984 UTM Zone 11N

0 1 2 4 6 8 Miles

NOT FOR CONSTRUCTION

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Attachment 10. Public Utility Letters

Water Providers

January 20, 2026

Kristen Gulick, MS
Senior Associate Environmental Scientist/Planner
Tetra Tech

Dear Ms. Gulick,

Today, on behalf of NextEra Energy Resources, you inquired about purchasing water from the City of Ione, Oregon for construction of the remaining portion of WREFE (i.e., Wheatridge Renewable Energy Facility Northeast), starting 2026 or later. Your conservative estimate was for the purchase of 45,000,000 gallons of water over a construction period of one year.

Between June 1, 2024, and May 31, 2025, the City of Ione sold about 44,000,000 gallons of water for commercial construction purposes. Of this amount, approximately 37,000,000 gallons were purchased for the Wheatridge Renewable Energy Facility East wind project by Blattner Energy and its subcontractors. This total includes around 6,000,000 gallons allocated to an ongoing construction project that is expected to be completed by the end of 2025, as well as approximately 1,000,000 gallons sold to a city-contracted construction firm, with completion anticipated by April 2026.

The total water usage in Ione during the same period (June 1, 2024, to May 31, 2025) was approximately 600,000,000 gallons. This figure includes commercial, residential, business, and municipal consumption. Based on these numbers, a purchase of 45,000,000 gallons over one year falls well within the city's established parameters.

On November 13, 2025, the Ione City Council reached a unanimous decision to convert the city-owned RV Park into a dedicated water station to support the planned project. This strategic site features two separate entrances from Highway 74, which will facilitate efficient access for trucks. Additionally, the water station will offer two filling sources for trucks to expedite water distribution operations. As part of this conversion, the existing RV Park will be relocated away from the highway to accommodate the new water station infrastructure. Please see attached minutes. (Old Business on page 3.)

There are currently no restrictions on water sales during the summer months. The City of Ione is classified as a consumer well, which allows the city to sell water to any consumer. This water is sourced from a municipal well, and documentation to support this, including the State of Oregon Water Certificate for the well, is attached.

On behalf of the City of Ione, we would like to thank you for your inquiries regarding our water sales. If you have any questions or concerns, please contact me at 541-422-7414 or 541-561-8116.

Respectfully,

Elizabeth Peterson, City Administrator
T: (541) 422-7414
C: (541) 561-8116

Attachments: 2

STATE OF OREGON

COUNTY OF MORROW

PROPOSED CERTIFICATE OF WATER RIGHT

THIS CERTIFICATE ISSUED TO

CITY OF IONE
PO BOX 107
IONE OR 97843

confirms the right to use the waters of TWO WELLS for MUNICIPAL USE.

This right was perfected under Permit G-7877. The date of priority is NOVEMBER 10, 1977. The amount of water to which this right is entitled is limited to an amount actually used beneficially and shall not exceed 1.33 CUBIC FEET PER SECOND or its equivalent in case of rotation, measured at the wens, being 1.04 CUBIC FEET PER SECOND from Well I and 0.29 CUBIC FEET PER SECOND from well 2.

The well is located as follows:

Twp	Rn2	Mer	Sec	O-Q	Survey Coordinates
IS	24 E	WM	3	SESW	550 FEET NORTH AND 2000 FEET EAST FROM SW CORNER, SECTJON 3 (WELL 1)
1 S	24 E	WM	4	SW SE	290 FEET NORTH AND 2110 FEET WEST FROM SE CORNER, SECTION 4 (WELL 2)

A description of the place of use to which this right is appurtenant is as follows:

Twp	**Rog**	**Mer**	**Sec**	O-Q
1 S	24 E	WM	3	SWSW
I S	24 E	WM	3	SESW
1 S	24 E	WM	4	SESW
I S	24 E	WM	4	SWSE
1 S	24 E	WM	4	SESE
1 S	24 E	WM	9	NENE
1 S	24 E	WM	9	NWNE
1 S	24 E	WM	9	NENW
IS	24 E	WM	10	NENW
1 S	24 E	WM	IO	NWNW

NOTICE OF RIGHT TO PETITION FOR RECONSIDERATION OR JUDICIAL REVIEW

This is an order in other than a contested case. This order is subject to judicial review under ORS 183.484. Any petition for judicial review must be filed within the 60 day time period specified by ORS 183.484(2). Pursuant to ORS 536.075 and OAR 137-004-0080, you may either petition for judicial review or petition the Director for reconsideration of this order. A petition for reconsideration may be granted or denied by the Director, and if no action is taken within 60 days following the date the petition was filed, the petition shall be deemed denied. In addition, under ORS 537.260 any person with an application, permit or water right certificate subsequent in priority may jointly or severally contest the issuance of the certificate at any time before it has issued, and after the time has expired for the completion of the appropriation under the permit, or within three months after issuance of the certificate.

The well shall be maintained in accordance with the General Standards for the Construction and Maintenance of Water Wells in Oregon.

The water user shall install and maintain a weir, meter, or other suitable measuring device and keep a complete record of the amount of ground water withdrawn.

The use of water shall be limited when it interferes with any prior surface or ground water rights.

WJTNESS the signature of the Water Resources Director, affixed DEC **O 1 2006**

Phillip C. Ward, Director

 Recorded in State Record of Water Right Certificates numbered 82854.

CITY OF IONE COUNCIL MEETING
MINUTES
Ione City Hall
November 13, 2025
6:00pm

Present:	Jesse Shoemake, Mayor Sabrina Bailey Cave, Council Chair Jason Carson, Councilor Bruce McMinn, Councilor Mark Patton, Councilor Michael Skow, Councilor Brian Spivey, Councilor Elizabeth Peterson, City Administrator
Absent:	Shad Hass, Public Works
Via Zoom:	Dane Maben, Anderson Perry & Associates Heppner Gazette-Times
Guests:	Shirley Dozier, Citizen Betty Gray, Citizen Taranna Patton, Citizen Daniel Peterson, Citizen

Meeting Call to Order: Mayor Shoemake called the meeting to order at 6:00 pm. and led the Pledge of Allegiance. Ms. Peterson completed roll call.

Sheriff's Report: Criminal Sargeant Carter presented the MSCO statistics for October 2025:

- 31 Incidents
- 62 Patrol Hours
- 21 SRO Hours
- 11 Area Checks

Permit and Public Request: The Council reviewed the plans submitted by Jeremiah McCafferty for mini storage units at Main and Birch Streets. Councilor Patton moved to approve the request once plans and layout are available and follow the Zoning Ordinance. Councilor Spivey seconded the motion.
Vote: All Ayes (Bailey Cave, Patton, Shoemake, Spivey)

Public Comments:

Ms. Patton addressed the Council regarding updating and implementation of the emergency plan for the City of Ione. Ms. Patton noted that the City has not implemented the plan as written. She is concerned that the Spanish speaking community have representation to educate them on emergency procedures and during an emergency. Also, of concern was the City's elderly population having the staples and information needed in case of an emergency. She would like to see community outreach partners to help educate and implement the plan if needed. Ms. Peterson explained that the City needs to update the manual as it is fourteen years old and is required to update the manual for the current USDA funded wastewater project. Councilor Skow gave Ms. Patton the name of the Morrow County Emergency Manager, Steven Freeland.

Review of Minutes: The minutes from the October 14, 2025 meeting were reviewed the Council. Councilor Carson moved to accept minutes as written. Councilor Spivey seconded the motion.
Vote: All Ayes (Bailey Cave, Carson, McMinn, Patton, Shoemake, Skow, Spivey)

Financial Reports and Bills: The October 2025 financials were attached to the agenda. The council reviewed the financial reports and monthly bills. October 2025 deposits totaled: **$ $298,717.36** and October 2025 bills totaled: **$156,177.56.** Councilor Skow moved to accept the financials as presented. Councilor Caron seconded the motion.
Vote: All Ayes (Bailey Cave, Carson, McMinn, Patton, Shoemake, Skow, Spivey)

New Business:

Review of Application for City Council Vacancy. The only application submitted to City Council was from Bruce McMinn. Councilor Skow moved to accept Mr. McMinn as the new councilor. Councilor Carson seconded the motion.
Vote: All Ayes (Bailey Cave, Carson, McMinn, Patton, Shoemake, Skow, Spivey)

Letter of Interest to the Morrow County Board of Commissioners for Tax Lots for the Defunct Gas Station and Lots off Highway 74 next to the old Route 74 Restaurant. The Council was informed that a letter has been sent to the Morrow County Board of Commissioners (BOC) requesting their consideration in donating the above properties to the City of Ione. The BOC will be meeting on Wednesday, December 3, 2025.

Review and Approve Abandoned, Derelict and Nuisance Vehicles -Ordinance 2025-06 Replacing Ordinance VT-1 – 2005.

1. Ms. Gray inquired about someone living in a motor home on Second Street. Ms. Dozier stated that the City should call the Oregon State Patrol regarding this issue if MCSO cannot handle this complaint. Ms. Peterson explained that it is exceedingly difficult to enforce the Zoning Ordinance if the persons involved feel they have established residences. Ms. Peterson suggested that the Council consider reaching out to Morrow County Sheriff's Office (MCSO) to see if the City of Ione can contract with them for code enforcement.

2. Mayor Shoemake asserted that Ms. Peterson will contact the State Police regarding this issue. Ms. Peterson insisted that the State Police will not respond to this complaint and will refer the city to the MCSO. She reiterated that this is the reason the City of Ione needs to consider contracting with MCSO for minimal hours a month for code enforcement. Mayor Shoemake and Ms. Peterson will meet tomorrow to discuss the issues and Ms. Peterson's defiant attitude on this matter.

3. Councilor Skow was concerned about the people working on cars that are licensed. Per the current ordinance, citizens are allowed one project car, and it should be in an enclosed structure if unlicensed.

4. Mr. Daniel Peterson was concerned about issues that may arise from citizens regarding the ordinance.

5. The Council requested that this be tabled until the December 2025 meeting to give them time to review the City Attorney Wyatt Baum's changes.

Discussion on Cleanup of the Following Properties: Cherry Street (Branches and other lawn debris), 2nd Street Excessive Trailers, and 2nd Street Excessive Trailers. Ms. Peterson informed the Council that there are three properties that need addressed. Two properties have several trailers and other vehicles. The other property on Cherry Street has excessive limbs and yard debris on the city easements. This matter was tabled until the Council members have the opportunity to review Ordinance 2025.

Old Business:

Sewer System Update Dane Maben, Engineer, Anderson Perry & Associates).

1. Mr. Maben updated the Council on the Wastewater Project and our contractors. (Please see attached agenda notes from Mr. Maben.)
    a. Swaggart Brothers, Inc. (SBI) installed approximately 3,500 the month of October.
    b. Three tanks have been installed at the west end of town.
    c. Pressure testing has been successful.
    d. SBI is requesting interest on late payments. The USDA Rural Development Office LaDonn McElligott was unable to approve payment by other agencies while the US government was shut down.
    e. Mr. Ledbetter will work with Ms. McElligott regarding interest payments.

2. Councilor Patton informed the Council that the proposed Intergovernmental Agreement (IGA) between the City of Ione and the Port of Morrow (POM) would need to go to POM Commission for approval. He does not believe the POM commissioners will approve the proposal as there is too much liability; therefore, Councilor Patton recommended that the city look into doing a private contract with a private business, *All That Flows*. Ms. Peterson will reach out to Mr. Snyder. If the Council approves the proposed contract with *All That Flows,* Mr. Snyder will oversee Mr. Hass for both the water and wastewater systems.

Quote for Emert Booster Station. The Council discussed the issue of repairing the booster station on Emert Drive. Councilor McMinn has experience in this area and looked at the system and informed the Council that he observed the booster system and there was not a hammer on startup. He was concerned that the pipe might be too rigid. It was noted that the third bladder in the station is disconnected from the system. The Council would like Councilor McMinn and the owner of Blue Mountain Plumbing, Riley Wight meet and discuss the concerns. Since Blue Mr. Wight was unavailable to speak with the Council tonight; therefore, the Council agreed to table the topic until the December meeting. Ms. Peterson will reach out to Mr. Wight and ask him be available for the December meeting if he does not have any conflicts.

Water Station for Commercial Sales. The city was approached by Blattner regarding water sales in 2026. Therefore, a new site for commercial water sales will need to be established. Currently, the City is using Morrow County Grain Growers (MCGG) racetrack but need to find a site owned by the City. It was suggested that the City move the RV park to an undetermined place and use the existing RV park as the new water station. Mr. Peterson stated that the current RV Park could be a potential liability for the City if a vehicle were to run off the highway and hit a trailer. Councilor suggested that the City provide one J stand and Blattner provide a second stand. Councilor Skow moved to convert the current City RV Park to a new water station for commercial sales. Councilor Patton seconded the motion.
Vote: All Ayes (Bailey Cave, Carson, McMinn, Patton, Shoemake, Skow, Spivey)

Mayor's Report: No report given.

Council Comments: No report given.

Public Works Report: No report given.

Administrator Report: No report given.

Adjournment: Being as there is no other further business before the council, Mayor Shoemake adjourned the meeting at 8:05 pm.

Respectfully submitted:

Jesse Shoemake, Mayor

Attested by:

Elizabeth Peterson, City Administrator

From: Larry Hess
To: Gulick, Kristen; officemgr@lexingtonoregon.com; lexington.oregon@gmail.com
Cc: "Sheila Miller"
Subject: RE: City of Lexington Agreement with the Wheatridge Renewable Energy Facility East
Date: Wednesday, January 28, 2026 10:53:48 AM
Attachments: image001.png
image002.png
image003.png
image004.png
image005.png

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Good Morning Kristen

The Town of Lexington would potentially be willing to provide water for your upcoming project. Though, we may not be able to meet all your water resource needs we would be happy to provide what we can. We do have constraints during the summer months due to well recovery and water rights limits of our municipal well.

As requested, I have provided water rights number and approximate available water.

Water Rights Permit

G-15027

Listed below are approximate monthly available water quantities in millions of gallons:

January – 3.1
February - 3
March – 3.1
April – 2.9
May – 1
June - 0
July - 0
August - 0
September - 1
October – 2.3
November – 3.4
December – 3

These rough estimates and actual available will vary.

Please let me know if there is anything needed to help with the progression of your project.

Thank You,

Lawrence Hess

Public Utilities / Maintenance
Town of Lexington
425 F St.
Lexington, Or 97839

Town Hall 541-989-8515
Cell # 541-561-7767
maintenance@lexingtonoregon.com

From: Gulick, Kristen <Kristen.Gulick@tetratech.com>
Sent: Tuesday, January 27, 2026 11:57 AM
To: Larry Hess <maintenance@lexingtonoregon.com>; officemgr@lexingtonoregon.com; lexington.oregon@gmail.com
Cc: 'Sheila Miller' <mayor@lexingtonoregon.com>
Subject: RE: City of Lexington Agreement with the Wheatridge Renewable Energy Facility East

Hey there,
I just wanted to follow up on my original email. Please let me know your response.

Thanks in advance!

Kristen Gulick, MS (she/her) | Senior Associate Environmental Scientist/Planner | Tetra Tech
Mobile (**541) 740-3316** | kristen.gulick@tetratech.com

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From: Gulick, Kristen
Sent: Tuesday, January 20, 2026 3:54 PM
To: 'Larry Hess' <maintenance@lexingtonoregon.com>; officemgr@lexingtonoregon.com; lexington.oregon@gmail.com
Cc: 'Sheila Miller' <mayor@lexingtonoregon.com>
Subject: RE: City of Lexington Agreement with the Wheatridge Renewable Energy Facility East

Hello Lawrence,
Thank for the quick response! Similar to my previous request regarding a neighboring project (and to hopefully provide a bit more context), construction of the remaining portion of WREFE is not anticipated to begin until late 2026/2027 or later. Thus, the size of tankers, finalized water quantities, etc. won't be confirmed/determined until prior to construction. Similarly, no water is being purchased at this point, that will also be pursued prior to construction of the project (pricing I'd anticipate would be different at that time). For this stage, we just wanted to inquire to see if the City of Lexington would potentially be willing to provide water during construction of this project, including a rough estimate for water amount/quantity, any foreseeable constraints (e.g., seasonal constraints during the summer, etc.), and any relevant water right #s. This is to demonstrate to ODOE that we have been in consultation with various public utilities that may provide services to the project once construction begins. Note that even if the quantity is less than the 45 mgal in a 12-month construction period, that is certainly acceptable; we just need to show the approximate maximum that Lexington may be willing to supply, if that makes sense.

Let me know if you have any further questions! Otherwise, a response to this email with this information would be sufficient to satisfy ODOE's requirements at this stage in the project.

Thanks again,

Kristen Gulick, MS (she/her) | Senior Associate Environmental Scientist/Planner | Tetra Tech
Mobile (**541) 740-3316** | kristen.gulick@tetratech.com

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From: Larry Hess <maintenance@lexingtonoregon.com>
Sent: Tuesday, January 20, 2026 3:34 PM
To: Gulick, Kristen <Kristen.Gulick@tetratech.com>; officemgr@lexingtonoregon.com; lexington.oregon@gmail.com
Cc: 'Sheila Miller' <mayor@lexingtonoregon.com>
Subject: RE: City of Lexington Agreement with the Wheatridge Renewable Energy Facility East

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Good Afternoon Kristen,

I can write an updated letter with the requested information. I would need to put such letter before the town council for approval and be signed by the mayor which can all happen at our next council meeting, which will be held on Feb 10th . I will try to line out rough estimates of our monthly water limits within the letter. The service process will be the same as before I will need to touch base with someone in charge of the water gathering to figure out whether they will be utilizing pup tanks again or tanker to determine best course and location to fill transports.

Thank You,

Lawrence Hess

Public Utilities / Maintenance
Town of Lexington
425 F St.
Lexington, Or 97839

Town Hall 541-989-8515
Cell # 541-561-7767
maintenance@lexingtonoregon.com

From: Gulick, Kristen <Kristen.Gulick@tetratech.com>
Sent: Tuesday, January 20, 2026 2:28 PM
To: officemgr@lexingtonoregon.com; lexington.oregon@gmail.com; maintenance@lexingtonoregon.com
Subject: City of Lexington Agreement with the Wheatridge Renewable Energy Facility East

ATTN: Larry Hess, Lexington Maintenance whom I recently corresponded with regarding the adjacent WREFIII project

Hello,
I am contacting you on behalf of the Wheatridge Renewable Energy Facility East wind project (WREFE). WREFE is collocated and operated by the same owners (NextEra) as the various other operational Wheatridge Renewable Energy Facilities (Wheatridge) in Morrow and Umatilla Counties, Oregon. A portion of WREFE is currently operational, 200-megawatts [MW] of wind energy generation; the remaining, approved 100-MW of wind energy generation has yet to be constructed (WREFNE). More information on WREFE can be found here: https://www.oregon.gov/energy/facilities-safety/facilities/Pages/WREFE.aspx.

The City of Lexington provided water for the recently constructed WREFE facility; Please see attached records of the associated water purchase agreement. Therefore, we are hoping you

could provide a letter stating that you would be willing to also provide water for construction of the remainder of WREFE, as well as the amount you would be willing to provide. We currently estimate a maximum of 45 million gallons; This is our current, conservative, estimate of water use anticipated for construction of the remaining portion of WREFE over a 12-month period. Please advise if you can provide greater water quantities.

Tetra Tech is under contract to NextEra through the Oregon Dept. of Energy's (ODOE) permitting process. To this end, we will provide to ODOE evidence of consultation with local municipalities that we have been in contact regarding water supply for the construction of WREFE. At this point in the process, NextEra is not required to have entered into a contract with the City of Lexington, we just need to demonstrate to ODOE that we have been in consultation with City of Lexington and that yes, you are licensed to supply water to NextEra, how much, your water right permit number(s), and any seasonal constraints. Any letter from you to me on this subject does not constitute a contract and you are under no obligation to supply water for the facility, we just need to demonstrate to ODOE that you have water to sell and that we could use City of Lexington as a water supplier if we, at a later date, come to an agreement to do so.

If you could please provide an updated letter addressing the remainder of WREFE as soon as possible, that would be greatly appreciated. It can be a statement on your letterhead with your signature if you like, or even a reply to this email.

Thanks,

Kristen Gulick, MS (she/her) | Senior Associate Environmental Scientist/Planner | Tetra Tech
Mobile (**541) 740-3316** | kristen.gulick@tetratech.com



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Landfill

From: Brian Evola
To: Gulick, Kristen
Subject: Finley Buttes Landfill
Date: Thursday, February 5, 2026 12:22:19 PM

You don't often get email from brian.evola@wasteconnections.com. Learn why this is important

CAUTION: This email originated from an external sender. Verify the source before opening links or attachments.

Kristen,

Finley Buttes can support the needs of the project. Current site life is 175 years.

Thank you

Brian Evola
District Manager
Finley Buttes Regional Landfill
Wasco County Landfill
Waste Control
360-425-4302 Office
541-965-1339 Cell

From: Gulick, Kristen
To: CUSTOMERSERVICE2050
Subject: FW: Finley Buttes Landfill Agreement with the Wheatridge Renewable Energy Facility East
Date: Tuesday, February 3, 2026 9:51:00 AM
Attachments: Attachment U-1. Finley Butte Landfill.pdf
image001.png
image002.png
image003.png
image004.png
image005.png

Hello,
I just wanted to follow up on my original email! I was provided your updated email by another Waste Connections. I used to correspond with Jocelyn Jones but I think she has since left the company or Finley Buttes.

Please let me know what you think, thanks in advance!

Sincerely,

Kristen Gulick, MS (she/her) | Senior Associate Environmental Scientist/Planner | Tetra Tech
Mobile (**541) 740-3316** | kristen.gulick@tetratech.com

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From: Gulick, Kristen
Sent: Wednesday, January 28, 2026 10:45 AM
To: CUSTOMERSERVICE2050 <CUSTOMERSERVICE2050@WasteConnections.com>
Subject: Finley Buttes Landfill Agreement with the Wheatridge Renewable Energy Facility East

Hello,
I am contacting you on behalf of the Wheatridge Renewable Energy Facility East wind project (WREFE). WREFE is collocated and operated by the same owners (NextEra) as the various other operational Wheatridge Renewable Energy Facilities (Wheatridge) in Morrow and Umatilla Counties, Oregon. A portion of WREFE is currently operational, 200-megawatts [MW] of wind energy generation; the remaining, approved 100-MW of wind energy generation has yet to be constructed (WREFNE). More information on WREFE can be found here: https://www.oregon.gov/energy/facilities-safety/facilities/Pages/WREFE.aspx.

Correspondence was last received from you in 2022 regarding the WREFE facility, confirming

that the Finley Buttes Landfill will be able to accommodate the waste produced by the now operational Wheatridge facilities. Please see attached records of correspondence. Therefore, we are hoping you could provide an updated letter confirming that you can still accommodate the waste of WREFE (non-hazardous waste), conservatively updated to be 14,000 cubic yards of waste during construction. This is our current, conservative, estimate of waste anticipated for construction of the remaining portion of WREFE over a 12-month period.

Tetra Tech is under contract to NextEra through the Oregon Dept. of Energy's (ODOE) permitting process. To this end, we will provide to ODOE evidence of consultation with local utilities that we have been in contact regarding waste services for the construction of WREFE. At this point in the process, NextEra is not required to have entered into a contract with the Finley Buttes Landfill, we just need to demonstrate to ODOE that we have been in consultation with the Finley Buttes Landfill and that yes, you are able to provide waste services, as well as any constraints you may have. Any letter from you to me on this subject does not constitute a contract and you are under no obligation to supply waste services for the facility.

If you could please provide an updated letter addressing the remainder of WREFE as soon as possible, that would be greatly appreciated. It can be a statement on your letterhead with your signature if you like, or even a reply to this email. A mention of when the landfill is projected to reach capacity would be great to include, for WREFE has an anticipated lifespan of up to 50 years, which would include retirement and decommission waste disposal.

Thanks in advance,

Kristen Gulick, MS (she/her) | Senior Associate Environmental Scientist/Planner | Tetra Tech
Mobile (**541) 740-3316** | kristen.gulick@tetratech.com

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Sheriffs

MORROW COUNTY SHERIFF

325 Willow View Drive • P.O. Box 159
Heppner, Oregon 97836
Phone: (541) 676-5317
Fax: (541) 676-5577

John A. Bowles, Sheriff
Brian L. Snyder, Undersheriff

To: Kristen Gulick

Date: 02/11/2026

From: John A. Bowles, Sheriff

Re: Wheatridge Renewable Energy Facility Northeast (WREFE)

The Morrow County Sheriff's Office is the primary Law Enforcement agency for the area in which the Wheatridge Renewable Energy Facility Northeast (WREFE) is located. This project is in a low to medium crime area in our county.

The Sheriff's Office will respond appropriately and as necessary to all complaints that come from the WREFE project. We do not expect this project to adversely affect the Morrow County Sheriff's Office in terms of additional workload.

John A. Bowles

John A. Bowles, Sheriff

Morrow County Sheriff's Office

From:	Gulick, Kristen
To:	jbowles@co.morrow.or.us
Cc:	MorrowCoSheriff@co.morrow.or.us
Subject:	Morrow County Sheriff Agreement with the Wheatridge Renewable Energy Facility East
Date:	Tuesday, January 20, 2026 1:07:00 PM
Attachments:	image001.png image002.png image003.png image004.png image005.png Attachment U-6. Morrow County Sheriff.pdf

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Hello,

I am contacting you on behalf of the Wheatridge Renewable Energy Facility East wind project (WREFE). WREFE is collocated and operated by the same owners (NextEra) as the various other operational Wheatridge Renewable Energy Facilities (Wheatridge) in Morrow and Umatilla Counties, Oregon. A portion of WREFE is currently operational, 200-megawatts [MW] of wind energy generation; the remaining, approved 100-MW of wind energy generation has yet to be constructed (WREFNE). More information on WREFE can be found here: https://www.oregon.gov/energy/facilities-safety/facilities/Pages/WREFE.aspx.

Correspondence was last received from you in 2022 regarding the WREFE facility, confirming that the Morrow County Sheriff will be able to provide law enforcement services to the now operational Wheatridge facilities. Please see attached records of correspondence. Therefore, we are hoping you could provide an updated letter confirming that you can provide the same services for the remainder of WREFE.

Tetra Tech is under contract to NextEra through the Oregon Dept. of Energy's (ODOE) permitting process. To this end, we will provide to ODOE evidence of consultation with local utilities that we have been in contact regarding law enforcement services for the construction of WREFE. At this point in the process, NextEra is not required to have entered into a contract with the Morrow County Sheriff, we just need to demonstrate to ODOE that we have been in consultation with the Morrow County Sheriff and that yes, you are able to provide law enforcement services, as well as any constraints you may have. Any letter from you to me on this subject does not constitute a contract and you are under no obligation to supply law enforcement services for the facility.

If you could please provide an updated letter addressing the remainder of WREFE as soon as possible, that would be greatly appreciated. It can be a statement on your letterhead with your signature if you like, or even a reply to this email.

Thanks in advance,

Kristen Gulick, MS (she/her) | Senior Associate Environmental Scientist/Planner | Tetra Tech
Mobile (**541) 740-3316** | kristen.gulick@tetratech.com

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UMATILLA COUNTY SHERIFF'S OFFICE

"Conservators of the Peace"

Sheriff Terry L. Rowan

Undersheriff Jim Littlefield

January 27, 2026

To: **Kristen Gulick, MS**
From: **Sheriff Terry L. Rowan**
RE: **Wheatridge Renewable Energy Facility Northeast (WRENE)**

The Umatilla County Sheriff's Office is the primary response police agency for the area in which facilities constructed through Wheatridge Renewable Energy East (WREFE) is located. Portions of the completed projects and facilities being considered for construction are also located in the Sheriff's Office patrol area. As always, my main concern would be the theft of non-ferrous metals, copper and such, typically used in the construction of these sites.

The Sheriff's Office will respond appropriately and as necessary to all reported complaints associated to criminal activity at, or around, WREFE sites located within Umatilla County.

Respectfully,

Sheriff Terry L Rowan
Umatilla County Sheriff's Office

From:	Gulick, Kristen
To:	Terry Rowan
Subject:	FW: Umatilla County Sheriff Agreement with the Wheatridge Renewable Energy Facility East
Date:	Wednesday, February 25, 2026 10:15:00 AM
Attachments:	image001.png image002.png image003.png image004.png image005.png ltr Wheatridge Renewable.pdf

---

Hey Terry,
I just wanted to follow up on potentially being able to update the attached letter to reference the "Wheatridge Renewable Energy Facility Northeast (WREFNE)" (i.e., the remaining portion of WREFE that hasn't been constructed) as opposed to WREFE. Let me know if you have any questions/concerns.

Thanks in advance,

Kristen Gulick, MS (she/her) | Senior Associate Environmental Scientist/Planner | Tetra Tech
Mobile (**541) 740-3316** | kristen.gulick@tetratech.com



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From: Gulick, Kristen <Kristen.Gulick@tetratech.com>
Sent: Wednesday, February 11, 2026 9:16 AM
To: Terry Rowan <terry.rowan@umatillacounty.gov>
Subject: FW: Umatilla County Sheriff Agreement with the Wheatridge Renewable Energy Facility East

Hey Terry,
Apologies for not catching this initially. Would you be able to update the letter to reference the "Wheatridge Renewable Energy Facility Northeast (WREFNE)" (i.e., the remaining portion of WREFE that hasn't been constructed)?

Thanks in advance, I appreciate it.

Kristen Gulick, MS (she/her) | Senior Associate Environmental Scientist/Planner | Tetra Tech
Mobile (**541) 740-3316** | kristen.gulick@tetratech.com



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From: Terry Rowan <terry.rowan@umatillacounty.gov>
Sent: Thursday, January 29, 2026 2:46 PM
To: Gulick, Kristen <Kristen.Gulick@tetratech.com>
Subject: Re: Umatilla County Sheriff Agreement with the Wheatridge Renewable Energy Facility East

You don't often get email from terry.rowan@umatillacounty.gov. Learn why this is important

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Here is an updated letter.

Thank you

> On Tue, Jan 20, 2026 at 1:07 PM Gulick, Kristen <Kristen.Gulick@tetratech.com> wrote:
>
> > Hello,
> > I am contacting you on behalf of the Wheatridge Renewable Energy Facility East wind project (WREFE). WREFE is collocated and operated by the same owners (NextEra) as the various other operational Wheatridge Renewable Energy Facilities (Wheatridge) in Morrow and Umatilla Counties, Oregon. A portion of WREFE is currently operational, 200-megawatts [MW] of wind energy generation; the remaining, approved 100-MW of wind energy generation has yet to be constructed (WREFNE). More information on WREFE can be found here: https://www.oregon.gov/energy/facilities-safety/facilities/Pages/WREFE.aspx.
> >
> > Correspondence was last received from you in 2022 regarding the WREFE facility, confirming that the Umatilla County Sheriff will be able to provide law enforcement services to the now operational Wheatridge facilities. Please see attached records of correspondence. Therefore, we are hoping you could provide an updated letter confirming that you can provide the same services for the remainder of WREFE.
> >
> > Tetra Tech is under contract to NextEra through the Oregon Dept. of Energy's (ODOE) permitting process. To this end, we will provide to ODOE evidence of consultation with local utilities that we have been in contact regarding law enforcement services for the construction of WREFE. At this point in the process, NextEra is not required to have entered into a contract with the Umatilla County Sheriff, we just need to demonstrate to ODOE that we have been in consultation with the Umatilla County Sheriff and that yes, you are able to provide law

enforcement services, as well as any constraints you may have. Any letter from you to me on this subject does not constitute a contract and you are under no obligation to supply law enforcement services for the facility.

If you could please provide an updated letter addressing the remainder of WREFE as soon as possible, that would be greatly appreciated. It can be a statement on your letterhead with your signature if you like, or even a reply to this email.

Thanks in advance,

Kristen Gulick, MS (she/her) | Senior Associate Environmental Scientist/Planner | Tetra Tech
Mobile (**541) 740-3316** | kristen.gulick@tetratech.com



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--

Terry Rowan
Sheriff
Umatilla County Sheriff's Office
4700 NW Pioneer Place
Pendleton, OR 97801
phone: (541)966-3603
cell: (541)969-1910
Email: terry.rowan@umatillacounty.gov

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--

Terry Rowan
Sheriff
Umatilla County Sheriff's Office
4700 NW Pioneer Place
Pendleton, OR 97801
phone: (541)966-3603
cell: (541)969-1910
Email: terry.rowan@umatillacounty.gov

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Rural Fire Protection Districts

From: Michael Hughes
To: Gulick, Kristen
Cc: Boardman Fire; Suzanne Gray
Subject: RE: Boardman Fire Rescue District Agreement with the Wheatridge Renewable Energy Facility East
Date: Tuesday, January 27, 2026 12:57:00 PM
Attachments: image001.png
image002.png
image003.png
image004.png
image005.png
image016.png
image017.png
image018.png
image019.png
image020.png

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Ms. Gulick,

As requested per your email dated January 20, 2026, Boardman Fire Rescue District will continue to aid local Fire Districts in fire protection, as needed, for the Wheatridge Wind/Solar Project. Please consider this as confirmation of continuance of the 2015, 2018 and 2022 correspondence agreement.

Thank you,

Mike Hughes
Fire Chief

BOARDMAN FIRE RESCUE
Serving with Honor • Integrity • Respect

From: Gulick, Kristen <Kristen.Gulick@tetratech.com>
Sent: Tuesday, January 27, 2026 11:56 AM
To: Michael Hughes <MHughes@boardmanfd.com>
Cc: Boardman Fire <mail@boardmanfd.com>; Suzanne Gray <SGray@boardmanfd.com>
Subject: RE: Boardman Fire Rescue District Agreement with the Wheatridge Renewable Energy Facility East

Hey there,
I just wanted to follow up on my original email. Please let me know your response.

Thanks in advance!

Kristen Gulick, MS (she/her) | Senior Associate Environmental Scientist/Planner | Tetra Tech
Mobile (**541) 740-3316** | kristen.gulick@tetratech.com

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From: Gulick, Kristen
Sent: Tuesday, January 20, 2026 2:03 PM
To: Michael Hughes <mhughes@boardmanfd.com>
Cc: Boardman Fire <mail@boardmanfd.com>; Suzanne Gray <sgray@boardmanfd.com>
Subject: Boardman Fire Rescue District Agreement with the Wheatridge Renewable Energy Facility East

Hello,
I am contacting you on behalf of the Wheatridge Renewable Energy Facility East wind project (WREFE). WREFE is collocated and operated by the same owners (NextEra) as the various other operational Wheatridge Renewable Energy Facilities (Wheatridge) in Morrow and Umatilla Counties, Oregon. A portion of WREFE is currently operational, 200-megawatts [MW] of wind energy generation; the remaining, approved 100-MW of wind energy generation has yet to be constructed (WREFNE). More information on WREFE can be found here: https://www.oregon.gov/energy/facilities-safety/facilities/Pages/WREFE.aspx.

Correspondence was last received from you in 2022 regarding the WREFE facility, confirming that the Boardman Fire Rescue District will be able to provide fire protection services to the now operational Wheatridge facilities. Please see attached records of correspondence. Therefore, we are hoping you could provide an updated letter confirming that you can provide the same services for the remainder of WREFE.

Tetra Tech is under contract to NextEra through the Oregon Dept. of Energy's (ODOE) permitting process. To this end, we will provide to ODOE evidence of consultation with local utilities that we have been in contact regarding fire protection services for the construction of WREFE. At this point in the process, NextEra is not required to have entered into a contract with the Boardman Fire Rescue District, we just need to demonstrate to ODOE that we have been in consultation with the Boardman Fire Rescue District and that yes, you are able to provide fire protection services, as well as any constraints you may have (e.g., high angle, confined space rescue). Any letter from you to me on this subject does not constitute a contract and you are under no obligation to supply fire protection services for the facility.

If you could please provide an updated letter addressing the remainder of WREFE as soon as possible, that would be greatly appreciated. It can be a statement on your letterhead with your signature if you like, or even a reply to this email.

Thanks in advance,

Kristen Gulick, MS (she/her) | Senior Associate Environmental Scientist/Planner | Tetra Tech
Mobile (**541) 740-3316** | kristen.gulick@tetratech.com



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Echo Rural



Fire Protection District

PO Box 59

Echo OR 97826

2/11/2026

To Whom It May Concern:

The Echo Rural Fire Protection District does not have any concerns with the Wheatridge Renewable Energy Facility Northeast with the notations that Echo RFPD does not provide high angle rescues or confined space rescues. We will respond to any fires or provide initial emergency response if required.

Echo RFPD also requests that if any structures are required for the project that 100 foot vegetation free zone be maintained around the structures. TetraTech has indicated that a vegetation management program around structures would be added to their overall site management processes. The project is in a high-risk zone for wildland fires and will be subject to Oregon Senate Bill 762 as it is implemented for defensible space requirements.

Sincerely,

Chief Delbert Gehrke

Chief Delbert Gehrke

Echo Rural Fire Protection District

Ione RFPD

PO Box 6

Ione, OR 97843

2/13/26

Dear Kristen Gulick,

Ione Rural Fire Protection District will support fire suppression for the unconstructed portion of WREFE, Wheatridge Northeast wind project, through our mutual aid agreements. We do not do confined spaces or high angle rescues currently.

Sincerely

Edmund W Rietmann

Ione RFPD Fire Chief

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Attachment 11. Property Owner List

MAPTAXLOT	OWNER1	OWNER2	OWNER3	MAIL1	MAILCITY	MAILST	ZIP	County
1N29000000302	ECHO HILLS RANCH GP			PO BOX 4965	PASO ROBLES	CA	93447	Umatilla
1N29000000310	ECHO HILLS RANCH GP			PO BOX 4965	PASO ROBLES	CA	93447	Umatilla
1N29000000600	SCHILLER MARILYN			69958 SCHILLER DR	ECHO	OR	97826-9044	Umatilla
1N29000000700	SCHILLER MARILYN			69958 SCHILLER DR	ECHO	OR	97826-9044	Umatilla
1N29000000701	JENSEN LANA JEAN & KARL E, TRS			PO BOX 580	PILOT ROCK	OR	97868-0580	Umatilla
1N29000001000	SCHILLER MARILYN			69958 SCHILLER DR	ECHO	OR	97826-9044	Umatilla
1N29000001100	BUTTER CREEK CATTLE CO			60732 LITTLE BUTTER CREEK RD	HEPPNER	OR	97836-7234	Umatilla
2N28000000100	PARJIM FARMLAND HOLDINGS LLC	C/O JAY GIROTTO		PO BOX 2139	SARASOTA	FL	34230	Umatilla
2N28000000300	EAGLE RANCH	C/O NORTHWEST CPA GROUP PLLC		1333 COLUMBIA PARK TRL STE 120	Richland	WA	99352	Umatilla
2N28000000400	SCHILLER MARILYN			69958 SCHILLER DR	ECHO	OR	97826-9044	Umatilla
2N28000000500	EAGLE RANCH	C/O NORTHWEST CPA GROUP PLLC		1333 COLUMBIA PARK TRL STE 120	Richland	WA	99352	Umatilla
2N28000000600	EAGLE RANCH	C/O NORTHWEST CPA GROUP PLLC		1333 COLUMBIA PARK TRL STE 120	Richland	WA	99352	Umatilla
2N28000000700	EAGLE RANCH	C/O NORTHWEST CPA GROUP PLLC		1333 COLUMBIA PARK TRL STE 120	Richland	WA	99352	Umatilla
2N28000000800	WINDY RIVER ECHO FARM LLC			1000 S HWY 395 #423	HERMISTON	OR	97838	Umatilla
2N28000001600	FARMLAND RESERVE INC	ATTN: TAX ADMINISTRATION		PO BOX 511196	SALT LAKE CITY	UT	84151-1196	Umatilla
2N28000001700	FARMLAND RESERVE INC	ATTN: TAX ADMINISTRATION		PO BOX 511196	SALT LAKE CITY	UT	84151-1196	Umatilla
2N28000001800	PRIOR MICHAEL W ET AL	C/O NORTHWEST CPA GROUP PLLC		1333 COLUMBIA PARK TRL STE 120	Richland	WA	99352	Umatilla
2N28000001900	SCHILLER MARILYN			69958 SCHILLER DR	ECHO	OR	97826-9044	Umatilla
2N28000001901	SCHILLER MARILYN			69958 SCHILLER DR	ECHO	OR	97826-9044	Umatilla
2N28000002000	USA	BUREAU OF LAND MGT		PO BOX 2965	PORTLAND	OR	97208	Umatilla
2N28000002100	SCHILLER MARILYN			69958 SCHILLER DR	ECHO	OR	97826-9044	Umatilla
2N28000002200	SCHILLER MARILYN			69958 SCHILLER DR	ECHO	OR	97826-9044	Umatilla
2N28000002200A1	SCHILLER MARILYN			69958 SCHILLER DR	ECHO	OR	97826-9044	Umatilla
2N28000002300	SCHILLER MARILYN			69958 SCHILLER DR	ECHO	OR	97826-9044	Umatilla
2N28000002400	SCHILLER MARILYN			69958 SCHILLER DR	ECHO	OR	97826-9044	Umatilla
2N28000002500	EAGLE RANCH	C/O NORTHWEST CPA GROUP PLLC		1333 COLUMBIA PARK TRL STE 120	Richland	WA	99352	Umatilla
2N28000002700	SCHILLER MARILYN			69958 SCHILLER DR	ECHO	OR	97826-9044	Umatilla
2N28000002800	SCHILLER MARILYN			69958 SCHILLER DR	ECHO	OR	97826-9044	Umatilla
2N28000002900	SCHILLER MARILYN			69958 SCHILLER DR	ECHO	OR	97826-9044	Umatilla
2N28000003000	MCCARTY DAN E & BRANDY L			27471 MCCARTY RANCH RD	ECHO	OR	97826	Umatilla
2N28000003100	WHEAT HAWK INC			PO BOX 246	ECHO	OR	97826	Umatilla
2N28000003200	SEEGER CASEY A & CODY ROBERT	C/O SEEGER BARBARA		PO BOX 42	ECHO	OR	97826	Umatilla
2N28000003300	USA	BUREAU OF LAND MGT		PO BOX 2965	PORTLAND	OR	97208	Umatilla
2N28000003400	LUCIANI JOHN H & KAREN S (TRS)			27633 BUTTER CREEK RD	ECHO	OR	97826	Umatilla
2N28000003500	PINE CANYON RANCH GP	DONALD O CAVALLETTO		PO BOX 4965	PASO ROBLES	CA	93447	Umatilla
01N25E000000100	KILKENNY LAND COMPANY, LLC		HALE, KELL	1124 SW MYRTLE DR	PORTLAND	OR	97201	Morrow
01N25E000001401	HUGHES, RANDY, TRUSTEE ETAL			67554 JUNIPER CANYON RD	LEXINGTON	OR	97839	Morrow
01N25E000001500	KILKENNY LAND COMPANY, LLC		HALE, KELL	1124 SW MYRTLE DR	PORTLAND	OR	97201	Morrow
01N25E000001600	NORTH LEX POWER AND LAND, LLC			72967 STRAWBERRY LN	LEXINGTON	OR	97839	Morrow
01N25E000001601	UMATILLA ELECTRIC COOPERATIVE ASSOCIATIO			PO BOX 1148	HERMISTON	OR	97838	Morrow
01N25E000001700	NORTH LEX POWER AND LAND, LLC			72967 STRAWBERRY LN	LEXINGTON	OR	97839	Morrow
01N25E000001800	HUGHES, RANDY, TRUSTEE ETAL			67554 JUNIPER CANYON RD	LEXINGTON	OR	97839	Morrow
01N25E000001900	NORTH LEX POWER AND LAND, LLC			72967 STRAWBERRY LN	LEXINGTON	OR	97839	Morrow
01N25E000002900	SANDHOLLOW LAND, LLC			PO BOX 307	LEXINGTON	OR	97839	Morrow
01N25E000003000	MARTIN, GABRIEL E			1912 RHODODENDRON WAY	BELLINGHAM	WA	98229	Morrow
01N25E000003100	NORTH LEX POWER AND LAND, LLC			72967 STRAWBERRY LN	LEXINGTON	OR	97839	Morrow
01N25E000003200	MUNKERS, SHEILA H ETAL			PO BOX 34	COTTONWOOD	ID	83522	Morrow
01N25E000003202	MARTIN, SHIRLEY L (LE) ETAL			68700 HWY 207 - ECHO	LEXINGTON	OR	97839	Morrow
01N26E000001100	NORTH LEX POWER AND LAND, LLC			72967 STRAWBERRY LN	LEXINGTON	OR	97839	Morrow
01N26E000001102	NORTH LEX POWER AND LAND, LLC			72967 STRAWBERRY LN	LEXINGTON	OR	97839	Morrow
01N26E000001200	NORTH LEX POWER AND LAND, LLC			72967 STRAWBERRY LN	LEXINGTON	OR	97839	Morrow
01N26E000002700	NORTH LEX POWER AND LAND, LLC			72967 STRAWBERRY LN	LEXINGTON	OR	97839	Morrow
01N26E000002801	HEIDEMAN, AARON D			33999 RIVER VIEW DR	HERMISTON	OR	97838	Morrow

01N26E000002806	HEIDEMAN, AARON D			33999 RIVER VIEW DR	HERMISTON	OR	97838	Morrow
01N26E000002900	BENEFIT, SHANNON & COPPOCK, JUDSON			70458 HWY 207-ECHO	LEXINGTON	OR	97839	Morrow
01N26E000002900	LONEROCK LAND AND TIMBER, LLC			26675 ICE HARBOR DR	BURBANK	WA	99323	Morrow
01N26E000003100	LONEROCK LAND AND TIMBER, LLC			26675 ICE HARBOR DR	BURBANK	WA	99323	Morrow
01N26E000003200	NORTH LEX POWER AND LAND, LLC			72967 STRAWBERRY LN	LEXINGTON	OR	97839	Morrow
01N26E000003201	RAUCH, CHRISTIAN & RAUCH, KATHERINE A			72967 STRAWBERRY LN	LEXINGTON	OR	97839	Morrow
01N26E000003202	WHEATRIDGE WIND LAND HOLDINGS, LLC	MAP RENEWABLE ENERGY	EOLIAN LP	988 HOWARD AVE STE 200	BURLINGAME	CA	94010	Morrow
01N26E000003300	NORTH LEX POWER AND LAND, LLC			72967 STRAWBERRY LN	LEXINGTON	OR	97839	Morrow
01N26E000003301	HILL, STEPHEN & HILL, TANA JO			73114 STRAWBERRY LN	LEXINGTON	OR	97839	Morrow
01N26E000003301	HILL, STEPHEN TRUSTEE ET AL			73114 STRAWBERRY LN	LEXINGTON	OR	97839	Morrow
01N26E000003400	NORTH LEX POWER AND LAND, LLC			72967 STRAWBERRY LN	LEXINGTON	OR	97839	Morrow
01N26E000003500	RJK FAMILY, LLC		HALE, KELL	1124 SW MYRTLE DR	PORTLAND	OR	97201	Morrow
01N26E000003501	RJK FAMILY, LLC		HALE, KELL	1124 SW MYRTLE DR	PORTLAND	OR	97201	Morrow
01N26E000003502	RJK FAMILY, LLC		HALE, KELL	1124 SW MYRTLE DR	PORTLAND	OR	97201	Morrow
01N26E000003600	NORTH LEX POWER AND LAND, LLC			72967 STRAWBERRY LN	LEXINGTON	OR	97839	Morrow
01N26E000003700	STATE OF OREGON			417 TRANSPORTATION BLDG	SALEM	OR	97310	Morrow
01N26E000004100	MARTIN, BRENT J & MARTIN, JILL E			71620 BASELINE LN	LEXINGTON	OR	97839	Morrow
01N26E000004102	MARTIN, SHIRLEY L (LE) ETAL			68700 HWY 207 - ECHO	LEXINGTON	OR	97839	Morrow
01N26E000004200	TURNER RANCH, INC			75655 BASELINE RD	HEPPNER	OR	97836	Morrow
01N26E000004201	LINDSAY, TODD R & MELISSA J			75655 BASELINE LN	HEPPNER	OR	97836	Morrow
01N26E000004300	HAGUEWOOD, KEVEN & BUTLER, MICHELLE			64396 MCNAB LN	IONE	OR	97843	Morrow
01N26E000004400	OREM, ERIC M & OREM, BRANDI L			72028 BLACKHORSE CYN LN	HEPPNER	OR	97836	Morrow
01N26E000004500	DUNCAN, SUEZANNE & DUNCAN, ROBERT		DUNCAN, F	PO BOX 743	PESHASTIN	WA	98847	Morrow
01N26E000004503	SEITZ, ANTHONY WAYNE & LORI M			73897 BASELINE LN	HEPPNER	OR	97836	Morrow
01N26E000004600	MARTIN, BRENT J & MARTIN, JILL E			71620 BASELINE LN	LEXINGTON	OR	97839	Morrow
01N26E000004700	MILLER, COREY M & MILLER, M JILL			74655 BASELINE LN	HEPPNER	OR	97836	Morrow
01N26E000004800	MILLER, MARK T & MILLER, SHANNON E			67775 CUTSFORTH RD	HEPPNER	OR	97836	Morrow
01N26E000004900	FRITZ CUTSFORTH LAND CO			75655 BASELINE LN	HEPPNER	OR	97836	Morrow
01N27E000000103	VANBUREN FAMILY PROPERTY TRUST			32922 KAHLOTUS HWY	PASCO	WA	99301	Morrow
01N27E000000104	VANBUREN FAMILY PROPERTY TRUST			32922 KAHLOTUS HWY	PASCO	WA	99301	Morrow
01N27E000000108	ASHBECK, MITCHELL C & TERRYL ANN			69359 LITTLE BUTTER CREEK RD	ECHO	OR	97826	Morrow
01N27E000000400	VANBUREN FAMILY PROPERTY TRUST			32922 KAHLOTUS HWY	PASCO	WA	99301	Morrow
01N27E000000600	N & C LAND, LLC			71062 PERKINS RD	ECHO	OR	97826	Morrow
01N27E000000700	MYERS, NANCY J			72446 HIGHWAY 207	ECHO	OR	97826	Morrow
01N27E000000701	MYERS, NANCY J			72446 HIGHWAY 207	ECHO	OR	97826	Morrow
01N27E000001000	HAYS, MITCHELL I TRUSTEE ETAL			77964 BIG BUTTER CREEK LN	ECHO	OR	97826	Morrow
01N27E000001000	HAYS, MITCHELL IRWIN & HAYS, MARGARET JE			77964 BIG BUTTER CREEK	ECHO	OR	97826	Morrow
01N27E000001100	SANDHOLLOW RANCH LLC			PO BOX 1587	HERMISTON	OR	97838	Morrow
01N27E000001200	SANDHOLLOW RANCH LLC			PO BOX 1587	HERMISTON	OR	97838	Morrow
01N27E000001300	KNOWLES, BRIAN & KNOWLES, MARY			67207 LITTLE BUTTERCREEK RD	HEPPNER	OR	97836	Morrow
01N27E000001400	ELEVEN-SEVENTEEN LIVESTOCK, LLC			78540 BIG BUTTER CREEK RD	ECHO	OR	97826	Morrow
01N27E000001401	BUTTER CREEK COELHO LLC			78550 BIG BUTTER CREEK RD	ECHO	OR	97826	Morrow
01N27E000001403	ELEVEN-SEVENTEEN LIVESTOCK, LLC			78540 BIG BUTTER CREEK RD	ECHO	OR	97826	Morrow
01N27E000001600	SCHILLER, MARILYN			69958 SCHILLER DR	ECHO	OR	97826	Morrow
01N27E000001700	BOTHUM, CHARLY ALECIA & BOTHUM, RYAN T			66743 LITTLE BUTTER CREEK RD	HEPPNER	OR	97836	Morrow
01N27E000001701	LAZY K LAND, LLC		CURRIN, ST	60732 LITTLE BUTTER CREEK RD	HEPPNER	OR	97836	Morrow
01N27E000001900	KNOWLES, MARY & KNOWLES, BRIAN			67207 LITTLE BUTTER CREEK RD	HEPPNER	OR	97836	Morrow
01N27E000001901	B AND B CATTLE LLC ETAL		KNOWLES,	67207 LITTLE BUTTER CREEK RD	HEPPNER	OR	97836	Morrow
01N27E000001902	KNOWLES, BRIAN D & KNOWLES, MARY HEALY			67207 LITTLE BUTTER CREEK RD	HEPPNER	OR	97836	Morrow
01N27E000002100	DALY RANCH, LLC		TIM DALY	3413 NW FAIRWAY HEIGHTS DR	BEND	OR	97703	Morrow
01N27E000002300	MYERS, NANCY J			72446 HIGHWAY 207	ECHO	OR	97826	Morrow
01N27E000002400	FRITZ CUTSFORTH LAND CO			45655 BASELINE LN	HEPPNER	OR	97836	Morrow
01N27E000002400	FRITZ CUTSFORTH LAND CO			75655 BASELINE LN	HEPPNER	OR	97836	Morrow
01N28E000000100	ECHO HILLS RANCH, GP		CAVALLETT	PO BOX 4965	PASO ROBLES	CA	93447	Morrow

01N28E000000101	ECHO HILLS RANCH, GP	CAVALLETT	PO BOX 4965	PASO ROBLES	CA	93447	Morrow
01N28E000000102	ECHO HILLS RANCH, GP		PO BOX 4965	PASO ROBLES	CA	93446	Morrow
01N28E000000200	PINE CANYON RANCH, GP	CAVALLETT	PO BOX 4965	PASO ROBLES	CA	93447	Morrow
01N28E000000201	SCHILLER, MARILYN		69958 SCHILLER DR	ECHO	OR	97826	Morrow
01N28E000000300	SCHILLER, MARILYN		69958 SCHILLER DR	ECHO	OR	97826	Morrow
01N28E000000301	SCHILLER, MARILYN, TRUSTEE		69958 SCHILLER DR	ECHO	OR	97826	Morrow
01N28E000000302	SCHILLER, MARILYN		69958 SCHILLER DR	ECHO	OR	97826	Morrow
01N28E000000303	SCHILLER, MARILYN		69958 SCHILLER DR	ECHO	OR	97826	Morrow
01N28E000000304	SCHILLER, MARILYN		69958 SCHILLER DR	ECHO	OR	97826	Morrow
01N28E000000305	PINE CANYON RANCH, GP	CAVALLETT	PO BOX 4965	PASO ROBLES	CA	93447	Morrow
01N28E000000400	LUCIANI, JOHN H & KAREN S, TRUSTEES ETAL		27633 BUTTERCREEK RD	ECHO	OR	97826	Morrow
01N28E000000600	SCHILLER, MARILYN		69958 SCHILLER DR	ECHO	OR	97826	Morrow
01N28E000000700	BIRCH CREEK LAND LLC	CURRIN, LI!	60732 LITTLE BUTTERCREEK RD	HEPPNER	OR	97836	Morrow
01N28E000000701	VEY, RITA heirs	CURRIN, ST	60732 LITTLE BUTTERCREEK RD	HEPPNER	OR	97836	Morrow
01N28E000000800	SCHILLER, MARILYN		69958 SCHILLER DR	ECHO	OR	97826	Morrow
01N28E000000801	PINE CANYON RANCH, GP	CAVALLETT	PO BOX 4965	PASO ROBLES	CA	93447	Morrow
01N28E000000900	SCHILLER, MARILYN		69958 SCHILLER DR	ECHO	OR	97826	Morrow
01N28E000001000	LAZY K LAND, LLC	CURRIN, ST	60732 LITTLE BUTTER CREEK RD	HEPPNER	OR	97836	Morrow
01S26E000000100	FRITZ CUTSFORTH LAND CO		75655 BASELINE LN	HEPPNER	OR	97836	Morrow
01S26E000000100	LINDSAY, MELISSA J & TODD R		75655 BASELINE LN	HEPPNER	OR	97836	Morrow
01S26E000000200	LAZINKA, SHANE ROYCE ETAL		PO BOX 781	HEPPNER	OR	97836	Morrow
01S26E000000201	FRITZ CUTSFORTH LAND CO		75655 BASELINE LN	HEPPNER	OR	97836	Morrow
01S26E000000300	HAGUEWOOD, KEVEN & BUTLER, MICHELLE		64396 MCNAB LN	IONE	OR	97843	Morrow
01S26E000000400	MILLER, MARK T & MILLER, SHANNON E		67775 CUTSFORTH RD	HEPPNER	OR	97836	Morrow
01S26E000000500	MILLER, MARK T & MILLER, SHANNON E		67775 CUTSFORTH RD	HEPPNER	OR	97836	Morrow
01S26E000000600	MILLER, MARK T & MILLER, SHANNON E		67775 CUTSFORTH RD	HEPPNER	OR	97836	Morrow
01S26E000000700	MILLER, MARK T & MILLER, SHANNON E		67775 CUTSFORTH RD	HEPPNER	OR	97836	Morrow
01S26E000000800	MILLER, MARK T & MILLER, SHANNON E		67775 CUTSFORTH RD	HEPPNER	OR	97836	Morrow
01S26E000001100	OREM, ERIC & OREM, BRANDI ETAL		72028 BLACKHORSE CANYON LN	HEPPNER	OR	97836	Morrow
01S26E000001300	MILLER, MARK T & MILLER, SHANNON E		67775 CUTSFORTH RD	HEPPNER	OR	97836	Morrow
01S26E000001400	CUTSFORTH, STANLEY ETAL		67509 CUTSFORTH RD	LEXINGTON	OR	97839	Morrow
01S26E000001500	MILLER, MARK T & MILLER, SHANNON E		67775 CUTSFORTH RD	HEPPNER	OR	97836	Morrow
01S26E000001600	WAGENBLAST, VICKI M		65936 DOLVEN RD	LEXINGTON	OR	97839	Morrow
01S26E000001602	WAGENBLAST, VICKI M		65936 DOLVEN RD	LEXINGTON	OR	97839	Morrow
01S26E000001702	MILLER, MARK T & MILLER, SHANNON E		67775 CUTSFORTH RD	HEPPNER	OR	97836	Morrow
01S26E000001800	WAGENBLAST, VICKI M		65936 DOLVEN RD	LEXINGTON	OR	97839	Morrow
01S26E000001801	TURNER RANCH, INC		75655 BASELINE RD	HEPPNER	OR	97836	Morrow
01S26E000001802	FRITZ CUTSFORTH LAND CO		75655 BASELINE LN	HEPPNER	OR	97836	Morrow
01S26E000002000	TURNER RANCH, INC		75655 BASELINE RD	HEPPNER	OR	97836	Morrow
01S26E000002100	PADBERG, ELDEN LEE		18407 NE 21ST ST	REDMOND	WA	98052	Morrow
01S26E000002200	PADBERG, BRYAN E		10607 CRESCENT VALLEY DR NW	GIG HARBOR	WA	98332	Morrow
01S26E000002901	CUTSFORTH, STANLEY ETAL		67509 CUTSFORTH RD	LEXINGTON	OR	97839	Morrow
01S26E000003000	TURNER RANCH, INC		75655 BASELINE RD	HEPPNER	OR	97836	Morrow
01S26E000003100	TURNER RANCH, INC		75655 BASELINE RD	HEPPNER	OR	97836	Morrow
01S26E000003200	ROLLING RANCH LLC		8385 WHEATLAND RD N	SALEM	OR	97303	Morrow
01S26E000003201	TURNER RANCH, INC		75655 BASELINE RD	HEPPNER	OR	97836	Morrow
01S26E000003300	DRAKE, DOUGLAS A & CARLEY E		64598 SANDHOLLOW RD	HEPPNER	OR	97836	Morrow
01S26E000003400	CUTSFORTH, JAMES W & DIANA M		425 VENTUS ST	RICHLAND	WA	99352	Morrow
01S26E000003500	BELL RANCH PARTNERSHIP		74655 BASELINE LN	HEPPNER	OR	97836	Morrow
01S26E000003900	BELL RANCH PARTNERSHIP		74655 BASELINE LN	HEPPNER	OR	97836	Morrow
01S26E000004000	HAGUEWOOD, KEVEN O		64396 MCNAB LN	IONE	OR	97843	Morrow
01S26E000004100	CUTSFORTH, JAMES W & DIANA M		425 VENTUS ST	RICHLAND	WA	99352	Morrow
01S27E000000100	DALY RANCH, LLC	TIM DALY	3413 NW FAIRWAY HEIGHTS DR	BEND	OR	97703	Morrow
01S27E000000200	FLYNN, JOHN F		55549 HWY 207 SPRAY	HEPPNER	OR	97836	Morrow

01S27E000000200	FLYNN, JOHN F		55549 HWY 207 SPRAY	HEPPNER	OR	97836	Morrow
01S27E000000200	TOWER ASSOCIATES, LLC		700 UNIVERSE BLVD PSX/JB	JUNO BEACH	FL	33408	Morrow
01S27E000000300	DALY RANCH, LLC	TIM DALY	3413 NW FAIRWAY HEIGHTS DR	BEND	OR	97703	Morrow
01S27E000000400	FRITZ CUTSFORTH LAND CO		75655 BASELINE LN	HEPPNER	OR	97836	Morrow
01S27E000000401	COLUMBIA COMMUNICATIONS	HOLESWOI	205 N VOLLAND ST	KENNEWICK	WA	99336	Morrow
01S27E000000401	FRITZ CUTSFORTH LAND CO		75655 BASELINE LN	HEPPNER	OR	97836	Morrow
01S27E000000401	OREGON STATE POLICE	CHRISTINE	255 CAPITAL ST. NE, 4TH FLOOR	SALEM	OR	97301	Morrow
01S27E000000500	DOUGHERTY, PATRICIA, TR, 1/2 ETAL		66317 SPUR LOOP RD	HEPPNER	OR	97836	Morrow
01S27E000000502	FRITZ CUTSFORTH LAND CO		75655 BASELINE LN	HEPPNER	OR	97836	Morrow
01S27E000000503	DOUGHERTY, PATRICIA, TR ETAL		66317 SPUR LOOP RD	HEPPNER	OR	97836	Morrow
01S27E000000505	DOUGHERTY, PATRICIA, TRUSTEE, 1/2 ETAL		66317 SPUR LOOP RD	HEPPNER	OR	97836	Morrow
01S27E000000507	DOUGHERTY, PATRICIA, TR, 1/2 ETAL		66317 SPUR LOOP RD	HEPPNER	OR	97836	Morrow
01S27E000000509	DOIUGHERTY, PATRICIA, TR,1/2 ETAL		66317 SPUR LOOP RD	HEPPNER	OR	97836	Morrow
01S27E000000509	DOUGHERTY, PATRICIA, TR, 1/2 ETAL		66317 SPUR LOOP RD	HEPPNER	OR	97836	Morrow
01S27E000000510	COMM TECH INC	BEAUCHAN	PO BOX 6856	KENNEWICK	WA	99336	Morrow
01S27E000000510	DOUGHERTY, CINDY, 1/4 ETAL		66317 SPUR LOOP RD	HEPPNER	OR	7222	Morrow
01S27E000000510	DOUGHERTY, CINDY, 1/4 ETAL		66317 SPUR LOOP RD	HEPPNER	OR	97836	Morrow
01S27E000000510	HUFFMAN, JEFF	JACOBS RA	2617 W FALLS AVE	KENNEWICK	WA	99336	Morrow
01S27E000000510	TOWER ASSOCIATES, LLC		700 UNIVERSE BLVD PSX/JB	JUNO BEACH	FL	33408	Morrow
01S27E000000512	DOUGHERTY, PATRICIA, 50% ETAL		66317 SPUR LOOP RD	HEPPNER	OR	97836	Morrow
01S27E000000514	DOUGHERTY, PATRICIA, 50% ETAL		66317 SPUR LOOP RD	HEPPNER	OR	97836	Morrow
01S27E000000515	DOUGHERTY, PATRICIA, TR, 1/2 ETAL		66317 SPUR LOOP RD	HEPPNER	OR	97836	Morrow
01S27E000000516	DOUGHERTY, PATRICIA, TR, 1/2 ETAL		66317 SPUR LOOP RD	HEPPNER	OR	97836	Morrow
01S27E000000600	TURNER RANCH, INC		75655 BASELINE RD	HEPPNER	OR	97836	Morrow
01S27E000000700	EVANS, MONTE & EVANS, REBECCA		63468 SANDHOLLOW RD	HEPPNER	OR	97836	Morrow
01S27E000000800	TURNER RANCH, INC		75655 BASELINE RD	HEPPNER	OR	97836	Morrow
01S27E000000900	KNOWLES, MARY & KNOWLES, BRIAN		67207 LITTLE BUTTER CREEK RD	HEPPNER	OR	97836	Morrow
01S27E000001000	FLYNN, JOHN F		55549 HWY 207 SPRAY	HEPPNER	OR	97836	Morrow
01S27E000001000	FLYNN, JOHN F		55549 HWY 207 SPRAY	HEPPNER	OR	97836	Morrow
01S27E000001100	KNOWLES, MARY & KNOWLES, BRIAN		67207 LITTLE BUTTER CREEK RD	HEPPNER	OR	97836	Morrow
01S27E000001100	KNOWLES, MARY & KNOWLES, BRIAN		67207 LITTLE BUTTER CRREK RD	HEPPNER	OR	97836	Morrow
01S27E000001200	ROBINSON PROPERTY MANAGEMENT LLC		64583 SPUR LOOP RD	HEPPNER	OR	97836	Morrow
01S27E000001300	DOUGHERTY, DAWNA ANN & CLIFFORD JOEL		65450 SPUR LOOP RD	HEPPNER	OR	97836	Morrow
01S27E000001300	DOUGHERTY, PATRICIA, TR, 1/2 ETAL	DOUGHERT	66317 SPUR LOOP RD	HEPPNER	OR	97836	Morrow
01S27E000001400	ROLLING RANCH LLC		8385 WHEATLAND RD N	SALEM	OR	97303	Morrow
01S27E000001401	TURNER RANCH, INC		75655 BASELINE RD	HEPPNER	OR	97836	Morrow
01S27E000001402	DRAKE, DOUGLAS A & CARLEY ETAL		64598 SANDHOLLOW RD	HEPPNER	OR	97836	Morrow
01S27E000001500	DRAKE, DOUGLAS A & CARLEY E		64598 SANDHOLLOW RD	HEPPNER	OR	97836	Morrow
01S27E000001501	ROLLING RANCH LLC		8385 WHEATLAND RD N	SALEM	OR	97303	Morrow
01S27E000001600	KENNY, CHRISTINE M, TRUSTEE ETAL		PO BOX 685	HEPPNER	OR	97836	Morrow
01S27E000001600	KENNY, CHRISTINE M, TRUSTEE ETAL		PO BOX 685	HEPPNER	OR	97836	Morrow
01S28E000000100	BIRCH CREEK LAND, LLC	CURRIN, LI	60732 LITTLE BUTTER CREEK RD	HEPPNER	OR	97836	Morrow
01S28E000000200	SCHILLER, MARILYN		69958 SCHILLER DR	ECHO	OR	97826	Morrow
01S28E000000200	SCHILLER, MARILYN		69958 SCHILLER SHL	ECHO	OR	97826	Morrow
01S28E000000200	TOWER ASSOCIATES, LLC		700 UNIVERSE BLVD PSX/JB	JUNO BEACH	FL	33408	Morrow
01S28E000000201	SCHILLER, MARILYN		69958 SCHILLER DR	ECHO	OR	97826	Morrow
01S28E000000201	TOWER ASSOCIATES, LLC		700 UNIVERSE BLVD PSX/JB	JUNO BEACH	FL	33408	Morrow
01S28E000000300	SCHILLER, MARILYN		69958 SCHILLER SHL	ECHO	OR	97826	Morrow
01S28E000000301	SCHILLER, MARILYN		69958 SCHILLER DR	ECHO	OR	97826	Morrow
01S28E000000400	BUTTER CREEK CATTLE COMPANY	CURRIN, ST	60732 LITTLE BUTTER CREEK RD	HEPPNER	OR	97836	Morrow
01S28E000000500	LAZY K LAND, LLC		60732 LITTLE BUTTER CREEK RD	HEPPNER	OR	97836	Morrow
01S28E000000500	LAZY K LAND, LLC	CURRIN, ST	60732 LITTLE BUTTER CREEK RD	HEPPNER	OR	97836	Morrow
01S28E000000600	FLYNN, JOHN F		55549 HWY 207 SPRAY	HEPPNER	OR	97836	Morrow
01S28E000000600	FLYNN, JOHN F		55549 HWY 207 SPRAY	HEPPNER	OR	97836	Morrow

01S28E000000700	DALY RANCH, LLC		TIM DALY	3413 NW FAIRWAY HEIGHTS DR	BEND	OR	97703	Morrow
01S28E000001000	JMH RANCH, LLC			PO BOX 724	HEPPNER	OR	97836	Morrow
01S28E000001001	KNOWLES, MARY LYNN & KNOWLES, BRIAN D			67207 LITTLE BUTTER CREEK RD	HEPPNER	OR	97836	Morrow
01S28E000001002	KNOWLES, MARY LYNN & KNOWLES, BRIAN D			67207 LITTLE BUTTER CREEK RD	HEPPNER	OR	97836	Morrow
01S28E000001100	FLYNN, JOHN F			55549 HWY 207 SPRAY	HEPPNER	OR	97836	Morrow
01S28E000001200	JMH RANCH, LLC			PO BOX 724	HEPPNER	OR	97836	Morrow
01S28E000001300	SCHILLER, MARILYN			69958 SCHILLER DR	ECHO	OR	97826	Morrow
01S28E000001400	SCHILLER, MARILYN			69958 SCHILLER DR	ECHO	OR	97826	Morrow
01S28E000001400	SCHILLER, MARILYN			69958 SCHILLER RD	ECHO	OR	97826	Morrow
01S28E000001401	SCHILLER, MARILYN			69958 SCHILLER DR	ECHO	OR	97826	Morrow
01S28E000001500	HUGHES RANCHES & RESOURCE MNGMT, LLC			60458 LITTLE BUTTER CREEK RD	HEPPNER	OR	97836	Morrow
01S28E000001600	CURRIN, STEPHEN J & CURRIN, LISANNE K			60732 LITTLE BUTTER CREEK RD	HEPPNER	OR	97836	Morrow
01S28E000001600	LAZY K LAND, LLC 2/3 ETAL	CURRIN, STEVE & LISANNE		60732 LITTLE BUTTERCREEK RD	HEPPNER	OR	97836	Morrow
01S28E000001600	LAZY K LAND, LLC, 2/3 ETAL		CURRIN, ST	60732 LITTLE BUTTERCREEK RD	HEPPNER	OR	97836	Morrow
01S28E000001601	HEPPNER CEMETERY (MAIN DIST)			PO BOX 1047	HEPPNER	OR	97836	Morrow
01S28E000001800	JMH RANCH, LLC			PO BOX 724	HEPPNER	OR	97836	Morrow
01S28E000001900	JMH RANCH, LLC			PO BOX 724	HEPPNER	OR	97836	Morrow
01S28E000002000	KNOWLES, MARY LYNN & KNOWLES, BRIAN D			67207 LITTLE BUTTER CREEK RD	HEPPNER	OR	97836	Morrow
01S28E000002100	KNOWLES, MARY & KNOWLES, BRIAN			67207 LITTLE BUTTER CREEK RD	HEPPNER	OR	97836	Morrow
01S28E000002100	KNOWLES, MARY & KNOWLES, BRIAN			67207 LITTLTE BUTTER CREEK RD	HEPPNER	OR	97836	Morrow
01S28E000002200	HUGHES RANCHES & RESOURCE MNGMT, LLC			60458 LITTLE BUTTER CREEK RD	HEPPNER	OR	97836	Morrow
01S28E000002300	HUGHES RANCHES & RESOURCE MNGMT, LLC			60458 LITTLE BUTTERCREEK RD	HEPPNER	OR	97836	Morrow
01S28E000002300	HUGHES RANCHES & RESOURCES MNGMT, LLC			60458 LITTLE BUTTERCREEK RD	HEPPNER	OR	97836	Morrow
01S29E000000100	OWEN, DANIEL ALBERT			11445 SE 185TH PL	RENTON	WA	98055	Morrow
01S29E000000101	KARL & LANA JEAN JENSEN LIVING TRUST		JENSEN, KA	PO BOX 580	PILOT ROCK	OR	97868	Morrow
01S29E000000103	OWEN, DANIEL ALBERT			11445 SE 185TH PL	RENTON	WA	98055	Morrow
01S29E000000201	OWEN, DANIEL ALBERT			11445 SE 185TH PL	RENTON	WA	98055	Morrow
01S29E000000300	SCHILLER, MARILYN			69958 SCHILLER DR	ECHO	OR	97826	Morrow
01S29E000000301	OWEN, DANIEL ALBERT			11445 SE 185TH PL	RENTON	WA	98055	Morrow
01S29E000000302	OWEN, DANIEL ALBERT			11445 SE 185TH PL	RENTON	WA	98055	Morrow
01S29E000000303	OWEN, DANIEL ALBERT			11445 SE 185TH PL	RENTON	WA	98055	Morrow
01S29E000000305	LUDEAN A, LLC			PO BOX 350	OTHELLO	WA	99344	Morrow
01S29E000000400	BIRCH CREEK LAND, LLC		CURRIN, LI	60732 LITTLE BUTTER CREEK RD	HEPPNER	OR	97836	Morrow
01S29E000000400	BIRCH CREEK LAND, LLC	CURRIN, LISAANNE		60732 LITTLE BUTTER CREEK RD	HEPPNER	OR	97836	Morrow
01S29E000000500	TOMORROW LAND DEVELOPMENT		TRIPP, JULI	3807 NE 23RD AVE	PORTLAND	OR	97212	Morrow
01S29E000000600	SCHILLER, MARILYN			69958 SCHILLER DR	ECHO	OR	97826	Morrow
01S29E000000800	HOMER W PETERSON FAMILY TRUST ET AL			PO BOX 550	PENDLETON	OR	97801	Morrow
01S29E000000900	SCHILLER, MARILYN			69958 SCHILLER DR	ECHO	OR	97826	Morrow
01S29E000000900	SCHILLER, MARILYN			69958 SCHILLER RD	ECHO	OR	97826	Morrow
01S29E000001000	HOMER W PETERSON FAMILY TRUST ET AL			PO BOX 550	PENDLETON	OR	97801	Morrow
01S29E000001100	LUDEAN A, LLC			PO BOX 350	OTHELLO	WA	99344	Morrow
01S29E000001300	SCHILLER, MARILYN			69958 SCHILLER DR	ECHO	OR	97826	Morrow
01S29E000001301	LUDEAN A, LLC			PO BOX 350	OTHELLO	WA	99344	Morrow
01S29E000001900	BIRCH CREEK LAND, LLC & LAZY K LAND, LLC			60694 LITTLE BUTTER CREEK RD	HEPPNER	OR	97836	Morrow
01S29E000001900	BIRCH CREEK LAND, LLC LAZY K LAND, LLC			60694 LITTLE BUTTER CREEK RD	HEPPNER	OR	97836	Morrow
01S29E000002000	HUGHES RANCHES & RESOURCE MNGMT, LLC			60458 LITTLE BUTTERCREEK RD	HEPPNER	OR	97836	Morrow
01S29E000002000	HUGHES RANCHES & RESOURCES MNGMT, LLC			60458 LITTLE BUTTERCREEK RD	HEPPNER	OR	97836	Morrow
01S29E000002100	HUGHES RANCHES & RESOURCE MNGMT, LLC			60458 LITTLE BUTTERCREEK RD	HEPPNER	OR	97836	Morrow
01S29E000002200	HUGHES RANCHES & RESOURCE MNGMT, LLC			60458 LITTLE BUTTERCREEK RD	HEPPNER	OR	97836	Morrow
01S29E000002300	HUGHES RANCHES & RESOURCE MNGMT, LLC			60458 LITTLE BUTTERCREEK RD	HEPPNER	OR	97836	Morrow
02S26E000000100	ANDERSON, COLIN & ANDERSON, ERIN			75257 BLACKHORSE CANYON LN	HEPPNER	OR	97836	Morrow
02S26E000000101	HAGUEWOOD, KEVEN O			64396 MCNAB LN	IONE	OR	97843	Morrow
02S26E000000200	ANDERSON, COLIN & ANDERSON, ERIN			75257 BLACKHORSE CANYON LN	HEPPNER	OR	97836	Morrow
02S26E000000300	HAGUEWOOD, KEVEN O			64396 MCNAB LN	IONE	OR	97843	Morrow

02S26E000000304	ANDERSON, COLIN & ANDERSON, ERIN	75257 BLACKHORSE CANYON LN	HEPPNER	OR	97836	Morrow
02S26E000000400	ANDERSON, COLIN & ANDERSON, ERIN	75257 BLACKHORSE CANYON LN	HEPPNER	OR	97836	Morrow
02S26E000001800	HAGUEWOOD, KEVEN O	64396 MCNAB LN	IONE	OR	97843	Morrow
02S27E000000100	LAZY K LAND, LLC, 2/3 ETAL	CURRIN, ST 60732 LITTLE BUTTERCREEK RD	HEPPNER	OR	97836	Morrow
02S27E000000200	PRICE, THOMAS D, TRUSTEE ETAL	PO BOX 487	PENDLETON	OR	97801	Morrow
02S27E000000300	KENNY, CHRISTINE M, TRUSTEE ETAL	PO BOX 685	HEPPNER	OR	97836	Morrow
02S27E000000600	ROBINSON PROPERTY MANAGEMENT LLC	64583 SPUR LOOP RD	HEPPNER	OR	97836	Morrow
02S27E000000700	KENNY, CHRISTINE M, TRUSTEE ETAL	PO BOX 685	HEPPNER	OR	97836	Morrow
02S27E000000700	KENNY, CHRISTINE MARIE ETAL	PO BOX 685	HEPPNER	OR	97836	Morrow
02S27E000000800	ROLLING RANCH LLC	8385 WHEATLAND RD N	SALEM	OR	97303	Morrow
02S27E000000900	ROLLING RANCH LLC	8385 WHEATLAND RD N	SALEM	OR	97303	Morrow
02S27E000001000	ANDERSON, COLIN & ANDERSON, ERIN	75257 BLACKHORSE CANYON LN	HEPPNER	OR	97836	Morrow
02S27E000001100	HAGUEWOOD, KEVEN O	64396 MCNAB LN	IONE	OR	97843	Morrow
02S27E000001200	RICHARDSON, JIM KILEY ETAL	63468 SANDHOLLOW RD	HEPPNER	OR	97836	Morrow
02S28E000000100	HUGHES RANCHES & RESOURCE MNGMT, LLC	60458 LITTLE BUTTER CREEK RD	HEPPNER	OR	97836	Morrow
02S28E000000100	HUGHES, ANGIE & WM KEVIN	60458 LITTLE BUTTER CREEK RD	HEPPNER	OR	97836	Morrow
02S28E000000200	HOMER W PETERSON FAMILY TRUST ET AL	PO BOX 550	PENDLETON	OR	97801	Morrow
02S28E000000300	HOMER W PETERSON FAMILY TRUST ET AL	PO BOX 550	PENDLETON	OR	97801	Morrow
02S28E000000400	LAZY K LAND, LLC	CURRIN, ST 60732 LITTLE BUTTER CREEK RD	HEPPNER	OR	97836	Morrow
02S28E000000401	CURRIN, STEPHEN J & CURRIN, LISANNE K	60732 LITTLE BUTTER CREEK RD	HEPPNER	OR	97836	Morrow
02S28E000000402	CURRIN, STEVE & CURRIN, LISANNE	60732 LITTLE BUTTER CREEK RD	HEPPNER	OR	97836	Morrow
02S28E000000500	LAZY K LAND, LLC, 2/3 ETAL	CURRIN, ST 60732 LITTLE BUTTERCREEK RD	HEPPNER	OR	97836	Morrow
02S28E000000600	KNOWLES, MARY & KNOWLES, BRIAN	67207 LITTLE BUTTER CREEK RD	HEPPNER	OR	97836	Morrow
02S28E000000700	KNOWLES, MARY & KNOWLES, BRIAN	67207 LITTLE BUTTER CREEK RD	HEPPNER	OR	97836	Morrow
02S28E000000800	G HUGHES PROPERTY, LLC	280 S COURT ST	HEPPNER	OR	97836	Morrow
02S28E000000800	TOWER ASSOCIATES, LLC	700 UNIVERSE BLVD PSX/JB	JUNO BEACH	FL	33408	Morrow
02S28E000000900	FREEZEOUT RANCH, LLC	81476 HWY 74 LENA	HEPPNER	OR	97836	Morrow
02S28E000001000	STATE OF OREGON	417 TRANSPORTATION BLDG	SALEM	OR	97310	Morrow
02S28E000001100	HAGGARD RANCH, LLC	JONES, COI PO BOX 1538	PENDLETON	OR	97801	Morrow
02S28E000001200	BROSNAN RANCH, INC	950 QUAIL RIDGE LN	BAKER CITY	OR	97814	Morrow
02S29E000000500	HUGHES RANCHES & RESOURCE MNGMT, LLC	60458 LITTLE BUTTERCREEK RD	HEPPNER	OR	97836	Morrow
02S29E000000500	HUGHES, ANGIE & WM KEVIN	60458 LITTLE BUTTER CREEK RD	HEPPNER	OR	97836	Morrow
02S29E000000600	HUGHES RANCHES & RESOURCE MNGMT, LLC	60458 LITTLE BUTTERCREEK RD	HEPPNER	OR	97836	Morrow
02S29E000000700	HUGHES RANCHES & RESOURCE MNGMT, LLC	60458 LITTLE BUTTER CREEK RD	HEPPNER	OR	97836	Morrow
02S29E000000800	HUGHES RANCHES & RESOURCE MNGMT, LLC	60458 LITTLE BUTTERCREEK RD	HEPPNER	OR	97836	Morrow
02S29E000001500	BROSNAN RANCH, INC	950 QUAIL RIDGE LN	BAKER CITY	OR	97814	Morrow
02S29E000001500	HUGHES, W E & SONS	BROSNAN, 74683 HIGHWAY 74 LENA	HEPPNER	OR	97836	Morrow
02S29E000001600	HAGGARD RANCH, LLC	60077 LITTLE BUTTER CREEK RD	HEPPNER	OR	97836	Morrow

Wheatridge Renewable Energy Facility East

Attachment 11
Figure 1
Taxlots

MORROW AND UMATILLA COUNTIES, OR

Morrow County

Umatilla County

Figure 1.1

Figure 1.2

Figure 1.3

Figure 1.4

Figure 1.5

Figure 1.6

Figure 1.7

Figure 1.8

Figure 1.9

Figure 1.10

Figure 1.11

Lexington

- Wheatridge East Proposed Site Boundary
- Wheatridge Northeast Proposed Site Boundary
- Map Grid
- City/Town
- County Boundary
- Morrow County Taxlot Boundary[1]
- Umatilla County Taxlot Boundary[2]

[1]Data obtained from Morrow County on 02/12/2026
[2]Data obtained from Umatilla County on 02/12/2026

TETRA TECH

NEXTera ENERGY RESOURCES

Reference Map



1:150,000

WGS 1984 UTM Zone 11N

0 1 2 4 6 8 Miles

NOT FOR CONSTRUCTION

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Wheatridge Renewable Energy Facility East

Attachment 11
Figure 1.1
Taxlots

MORROW AND UMATILLA COUNTIES, OR

2N28000000700
2N28000000300
2N28000000800
2N28000000500
2N28000001901
2N28000000400
2N28000000600
2N28000001800
2N28000002300
2N28000002200
2N28000001600
2N28000002100
2N28000002200A1
2N28000002500
2N28000002000
2N28000001700
2N28000002400
Umatilla County
2N28000002700
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2N28000003100
2N28000003300

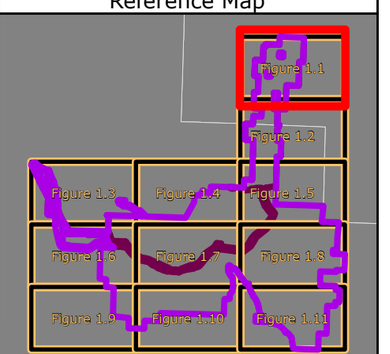
- Wheatridge East Proposed Site Boundary
- Wheatridge Northeast Proposed Site Boundary
- City/Town
- County Boundary
- Local Roads
- Umatilla County Taxlot Boundary[2]

[1]Data obtained from Morrow County on 02/12/2026
[2]Data obtained from Umatilla County on 02/12/2026

TETRA TECH

NEXTera ENERGY RESOURCES

Reference Map



1:30,000 WGS 1984 UTM Zone 11N

0 0.25 0.5 1 1.5 2 Miles

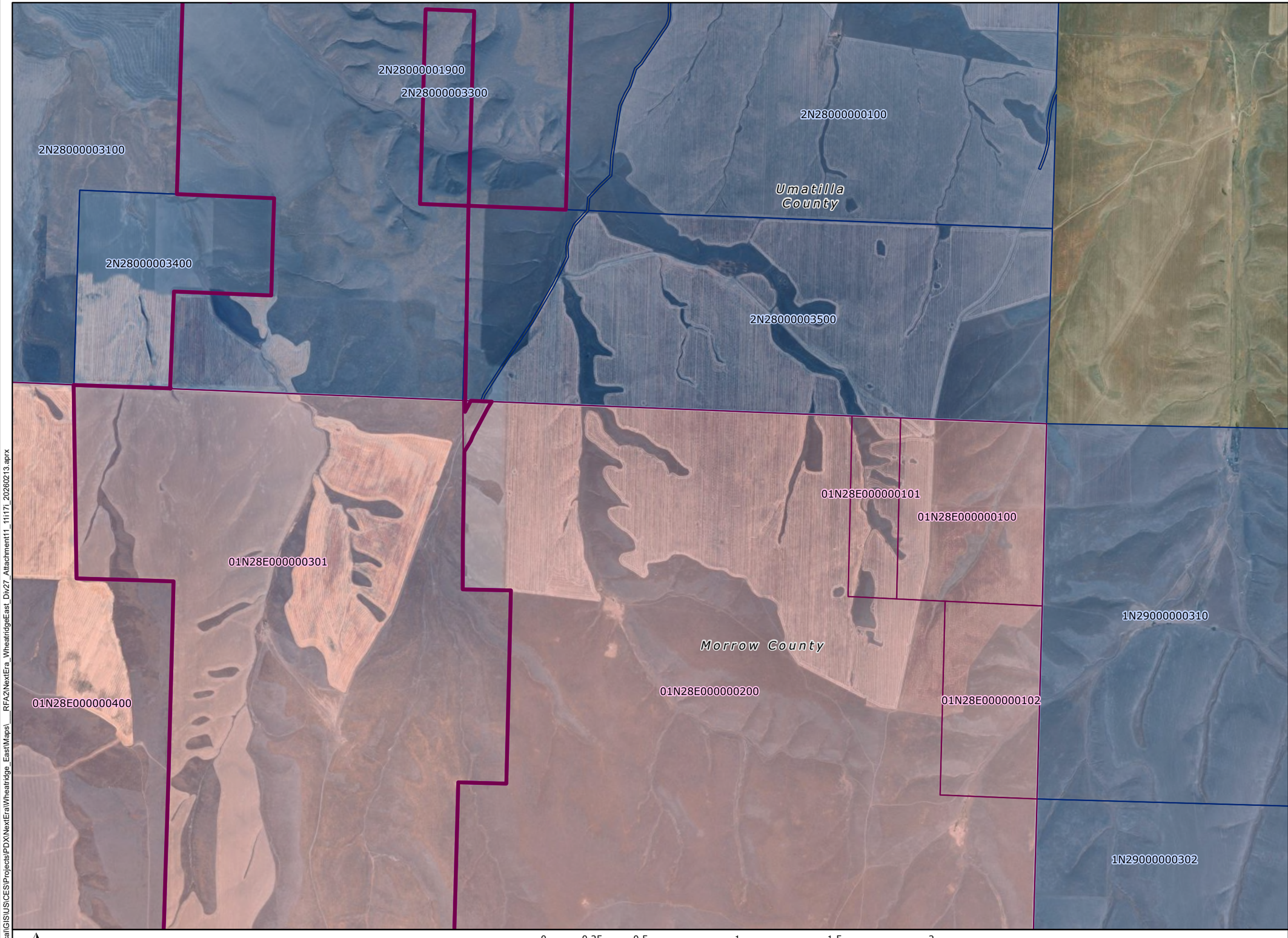
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Wheatridge Renewable Energy Facility East

Attachment 11
Figure 1.2
Taxlots

MORROW AND UMATILLA COUNTIES, OR



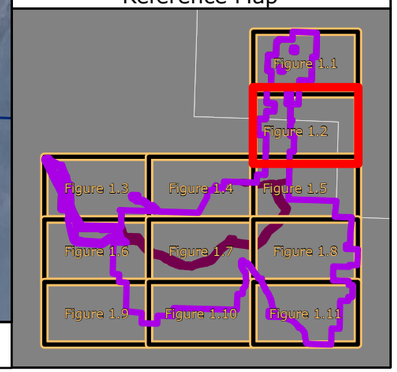
- Wheatridge East Proposed Site Boundary
- Wheatridge Northeast Proposed Site Boundary
- City/Town
- County Boundary
- Local Roads
- Morrow County Taxlot Boundary[1]
- Umatilla County Taxlot Boundary[2]

[1]Data obtained from Morrow County on 02/12/2026
[2]Data obtained from Umatilla County on 02/12/2026

TETRA TECH

NEXTera ENERGY RESOURCES

Reference Map



1:30,000

WGS 1984 UTM Zone 11N

0 0.25 0.5 1 1.5 2 Miles

NOT FOR CONSTRUCTION

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Wheatridge Renewable Energy Facility East

Attachment 11
Figure 1.3
Taxlots

MORROW AND UMATILLA COUNTIES, OR

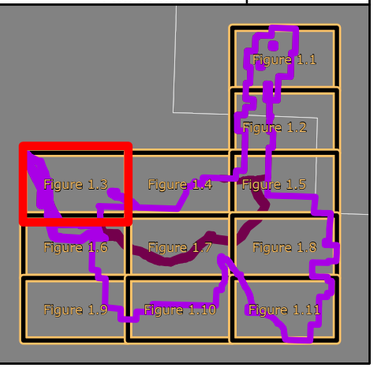
- Wheatridge East Proposed Site Boundary
- Wheatridge Northeast Proposed Site Boundary
- City/Town
- County Boundary
- Local Roads
- Morrow County Taxlot Boundary[1]

[1]Data obtained from Morrow County on 02/12/2026
[2]Data obtained from Umatilla County on 02/12/2026

TETRA TECH

NEXTera ENERGY RESOURCES

Reference Map



01N26E000003100
01N26E000002700
25E000001600
01N26E000003200
6E000001601
01N26E000003202
01N26E000003201
01N26E000002900
01N26E000003301
01N26E000003600
25E000003100
01N26E000003300
01N26E000003700
01N26E000003400
01N26E000002801
01N26E000003500
E000003200
01N26E000003502
01N26E000002806
01N26E000003501
01N26E000004102
01N26E000004100
Morrow County
01N26E000004400
01N26E000004300
01N26E000004200
01N26E000004500
000003202
01N26E000004503
01N26E000004700
01N26E000004201
01N26E000004900
01N26E000004600
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01S26E000000201
01S26E000000500
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0 0.25 0.5 1 1.5 2 Miles

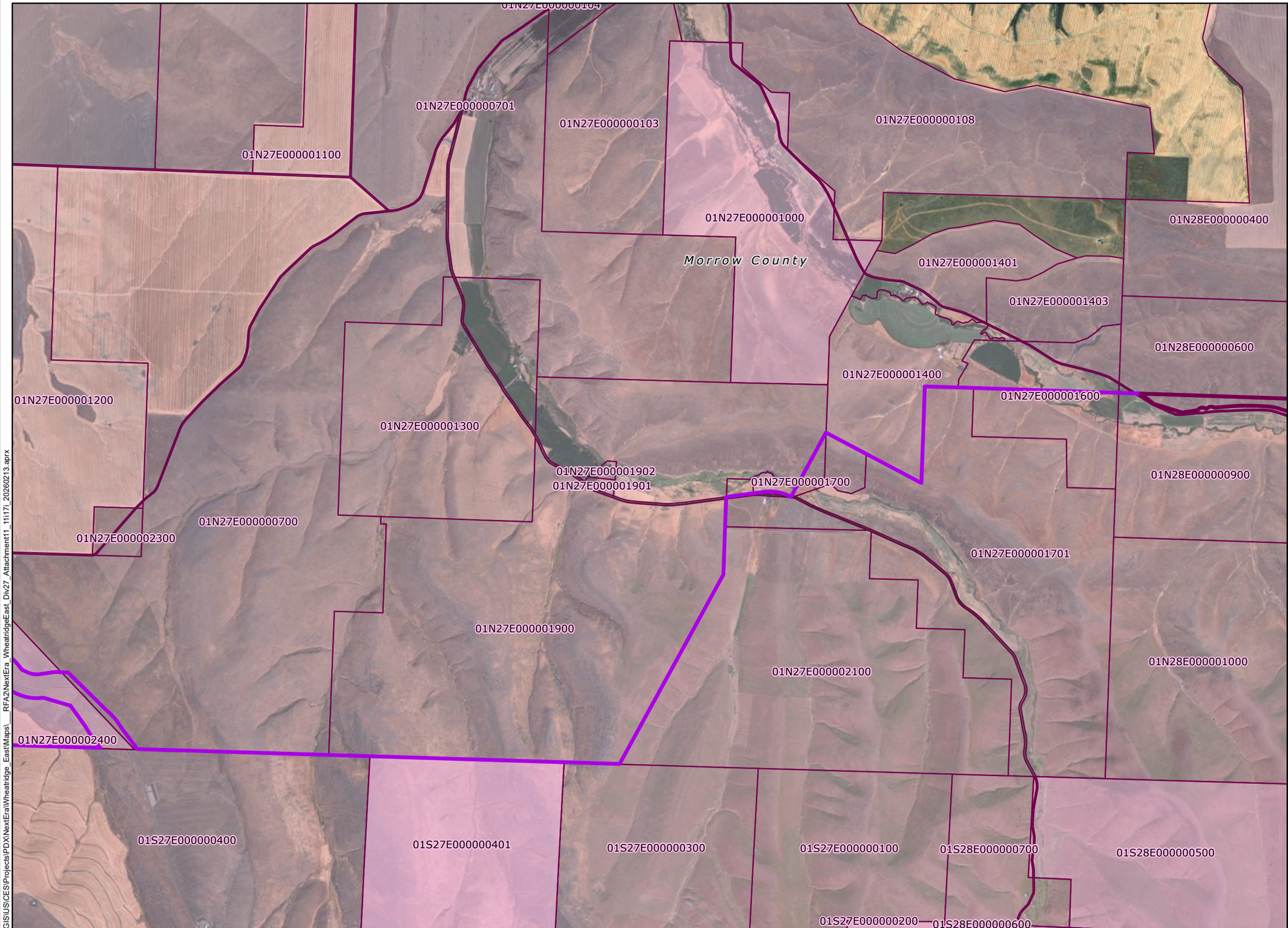
NOT FOR CONSTRUCTION

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Wheatridge Renewable Energy Facility East

Attachment 11
Figure 1.4
Taxlots

MORROW AND UMATILLA COUNTIES, OR



1:30,000 WGS 1984 UTM Zone 11N

0 0.25 0.5 1 1.5 2 Miles

NOT FOR CONSTRUCTION

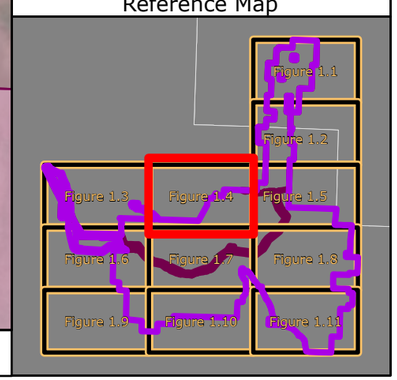
- Wheatridge East Proposed Site Boundary
- Wheatridge Northeast Proposed Site Boundary
- City/Town
- County Boundary
- Local Roads
- Morrow County Taxlot Boundary[1]

[1]Data obtained from Morrow County on 02/12/2026
[2]Data obtained from Umatilla County on 02/12/2026

TETRA TECH

NEXTera ENERGY RESOURCES

Reference Map

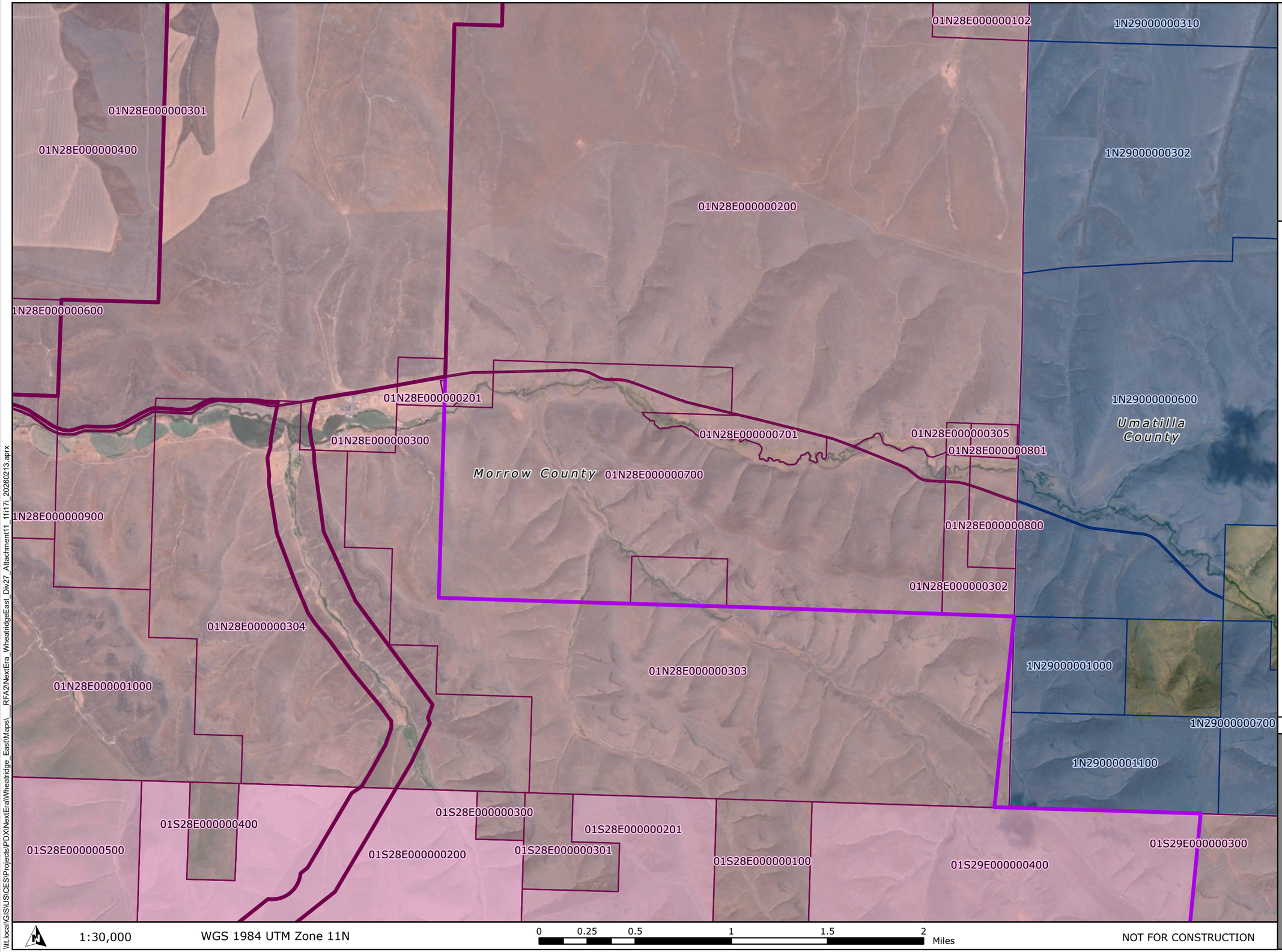


\\tt.local\GIS\US\CES\Projects\PDX\NextEra\Wheatridge_EastMaps___RFA2NextEra_WheatridgeEast_Div27_Attachment11_11i17i_20260213.aprx

Wheatridge Renewable Energy Facility East

Attachment 11
Figure 1.5
Taxlots

MORROW AND UMATILLA COUNTIES, OR



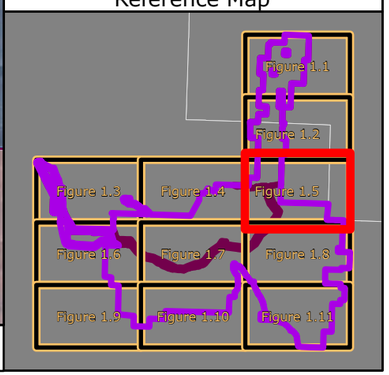
- Wheatridge East Proposed Site Boundary
- Wheatridge Northeast Proposed Site Boundary
- City/Town
- County Boundary
- Local Roads
- Morrow County Taxlot Boundary[1]
- Umatilla County Taxlot Boundary[2]

[1]Data obtained from Morrow County on 02/12/2026
[2]Data obtained from Umatilla County on 02/12/2026

TETRA TECH

NEXTera ENERGY RESOURCES

Reference Map



1:30,000 WGS 1984 UTM Zone 11N

0 0.25 0.5 1 1.5 2 Miles

NOT FOR CONSTRUCTION

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Wheatridge Renewable Energy Facility East

Attachment 11
Figure 1.6
Taxlots

MORROW AND UMATILLA COUNTIES, OR

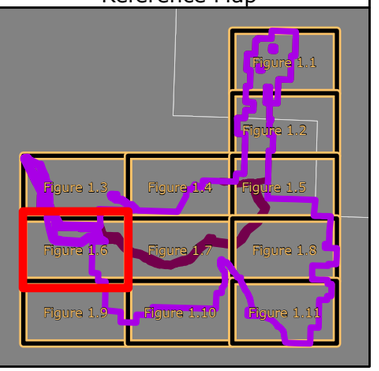
- Wheatridge East Proposed Site Boundary
- Wheatridge Northeast Proposed Site Boundary
- City/Town
- County Boundary
- Local Roads
- Morrow County Taxlot Boundary[1]

[1]Data obtained from Morrow County on 02/12/2026
[2]Data obtained from Umatilla County on 02/12/2026

TETRA TECH

NEXTera ENERGY RESOURCES

Reference Map



01S26E000000600
01S26E000000700
01S26E000000200
01S26E000000201
01S26E000000500
01S26E000000300
01S27E000000400
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01S26E000001702
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01S26E000001801
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01S26E000001602
Morrow County
01S26E000002000
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01S26E000002901
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1:30,000

WGS 1984 UTM Zone 11N

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Wheatridge Renewable Energy Facility East

Attachment 11
Figure 1.7
Taxlots

MORROW AND UMATILLA COUNTIES, OR

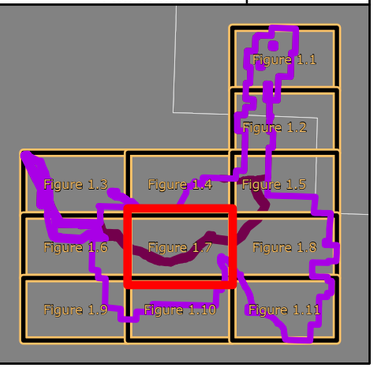
- Wheatridge East Proposed Site Boundary
- Wheatridge Northeast Proposed Site Boundary
- City/Town
- County Boundary
- Local Roads
- Morrow County Taxlot Boundary[1]

[1]Data obtained from Morrow County on 02/12/2026
[2]Data obtained from Umatilla County on 02/12/2026

TETRA TECH

NEXTera ENERGY RESOURCES

Reference Map



01N27E000001900
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01S27E000000400
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01S28E000000700
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01S28E000000600
01S27E000000505
01S27E000000502
01S27E000000507
Morrow County
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01S27E000000512
01S27E000000515
01S27E000000800
01S27E000000514
01S27E000000516
01S27E000001300
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01S28E000001900
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01S28E000001002
01S28E000001600

1:30,000

WGS 1984 UTM Zone 11N

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Wheatridge Renewable Energy Facility East

Attachment 11
Figure 1.8
Taxlots

MORROW AND UMATILLA COUNTIES, OR

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01N28E000000303
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Umatilla County
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Morrow County
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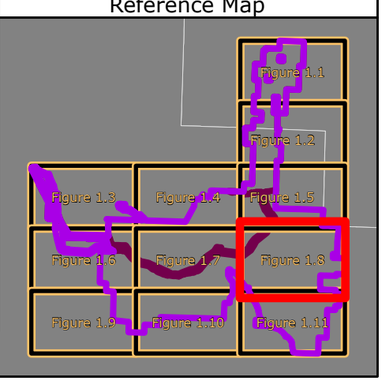
- Wheatridge East Proposed Site Boundary
- Wheatridge Northeast Proposed Site Boundary
- City/Town
- County Boundary
- Local Roads
- Morrow County Taxlot Boundary[1]
- Umatilla County Taxlot Boundary[2]

[1]Data obtained from Morrow County on 02/12/2026
[2]Data obtained from Umatilla County on 02/12/2026

TETRA TECH

NEXTera ENERGY RESOURCES

Reference Map



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WGS 1984 UTM Zone 11N

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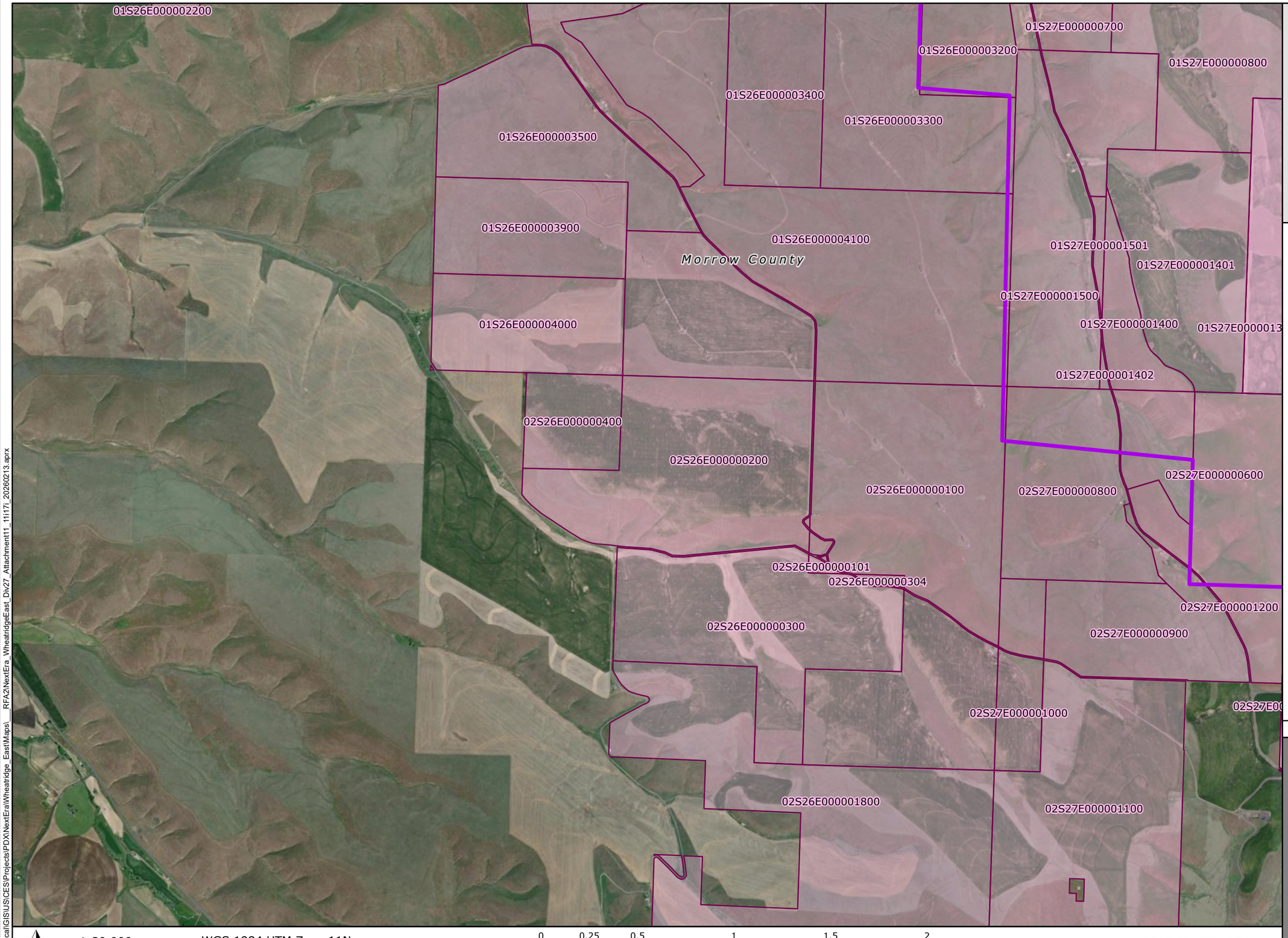
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Wheatridge Renewable Energy Facility East

Attachment 11
Figure 1.9
Taxlots

MORROW AND UMATILLA COUNTIES, OR



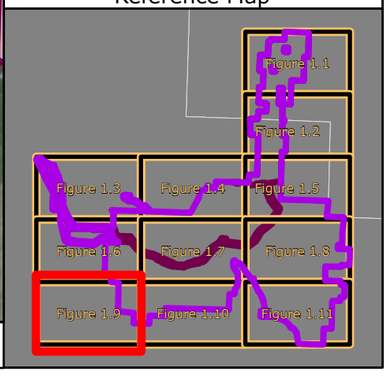
- Wheatridge East Proposed Site Boundary
- Wheatridge Northeast Proposed Site Boundary
- City/Town
- County Boundary
- Local Roads
- Morrow County Taxlot Boundary[1]

[1]Data obtained from Morrow County on 02/12/2026
[2]Data obtained from Umatilla County on 02/12/2026

TETRA TECH

NEXTera ENERGY RESOURCES

Reference Map



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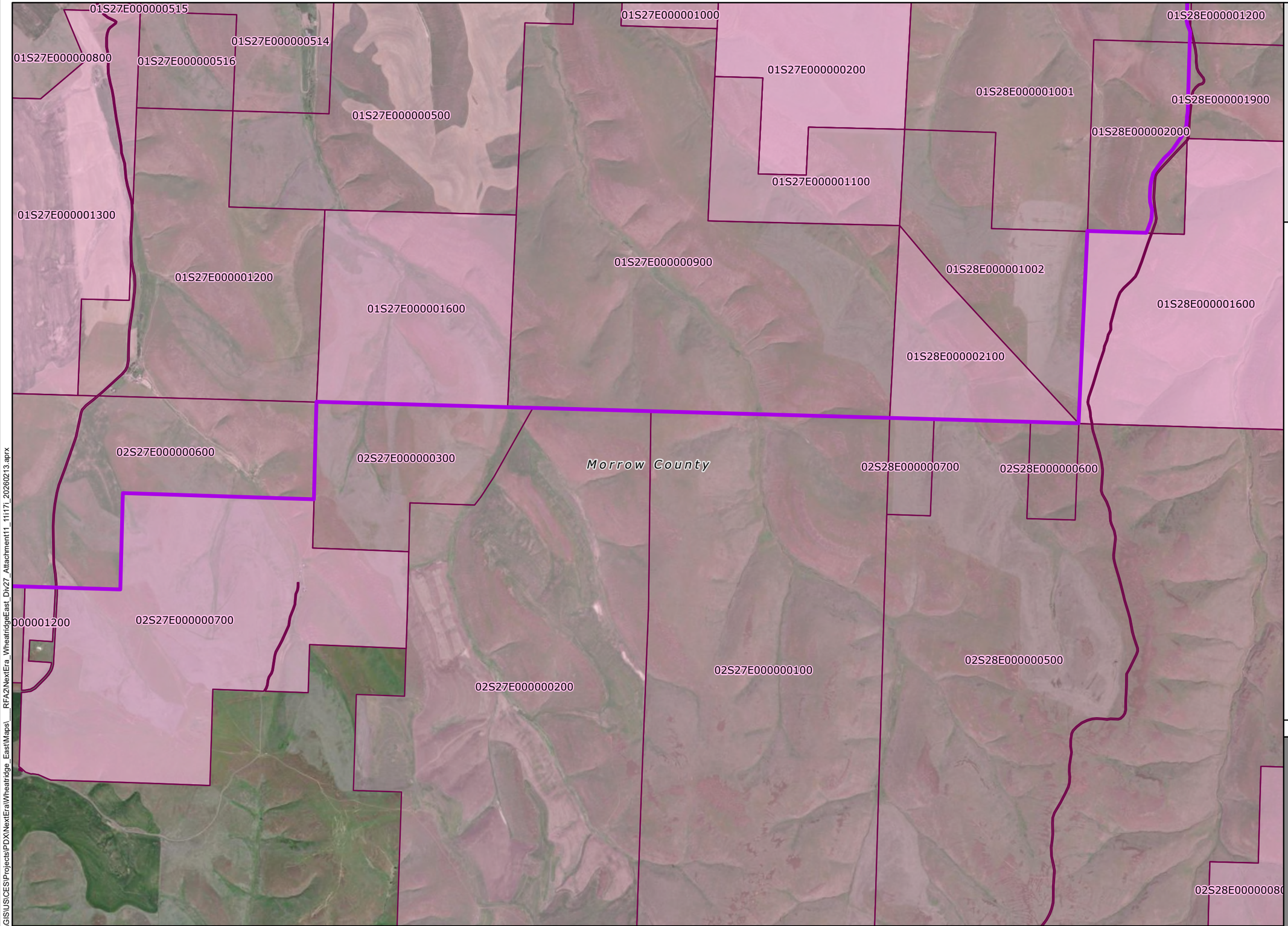
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Wheatridge Renewable Energy Facility East

Attachment 11
Figure 1.10
Taxlots

MORROW AND UMATILLA COUNTIES, OR



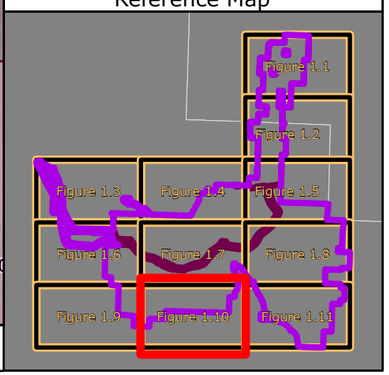
- Wheatridge East Proposed Site Boundary
- Wheatridge Northeast Proposed Site Boundary
- City/Town
- County Boundary
- Local Roads
- Morrow County Taxlot Boundary[1]

[1]Data obtained from Morrow County on 02/12/2026
[2]Data obtained from Umatilla County on 02/12/2026

TETRA TECH

NEXTera ENERGY RESOURCES

Reference Map



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0 0.25 0.5 1 1.5 2 Miles

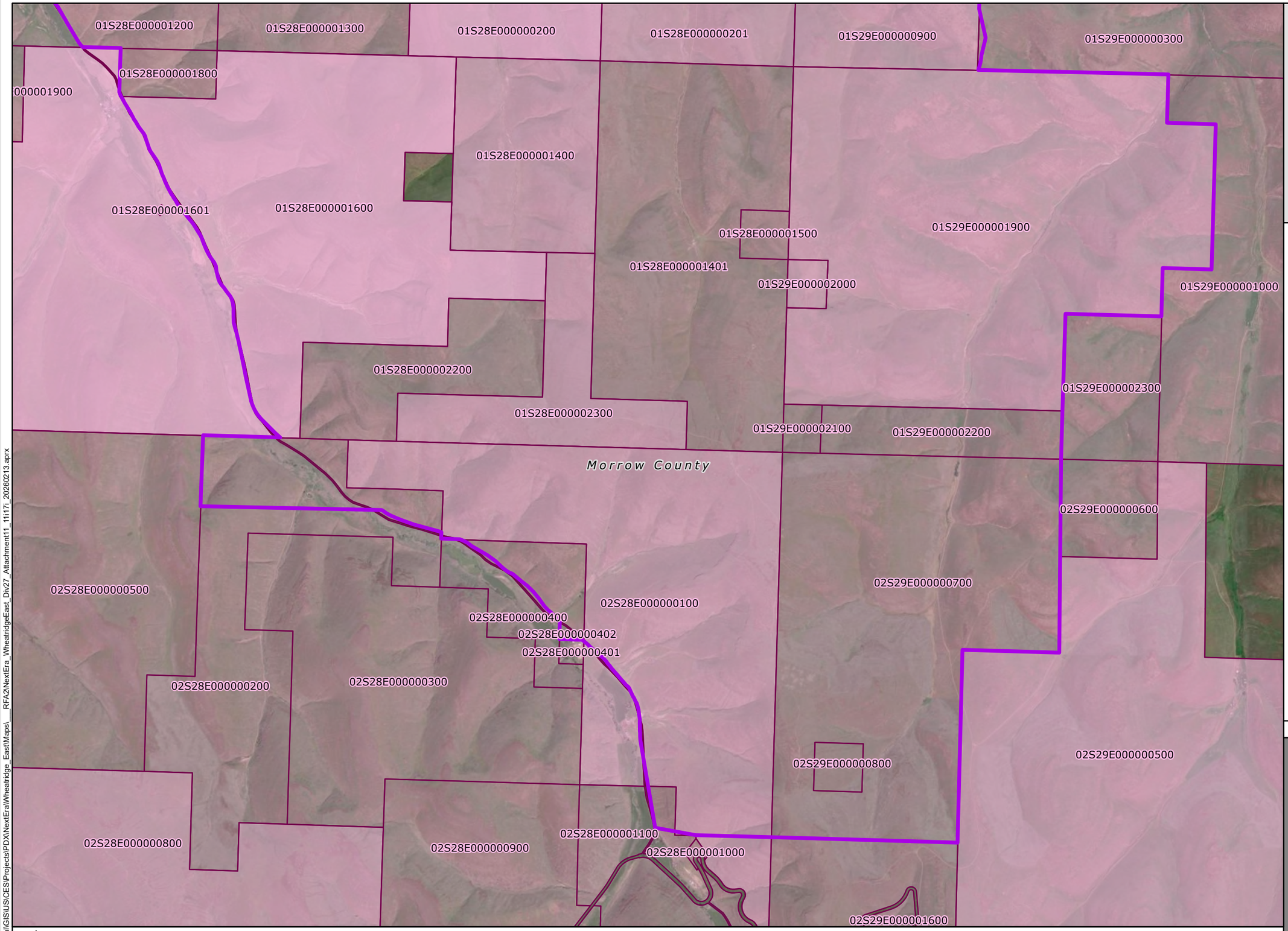
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Wheatridge Renewable Energy Facility East

Attachment 11
Figure 1.11
Taxlots

MORROW AND UMATILLA COUNTIES, OR



Wheatridge East Proposed Site Boundary

Wheatridge Northeast Proposed Site Boundary

City/Town

County Boundary

Local Roads

Morrow County Taxlot Boundary[1]

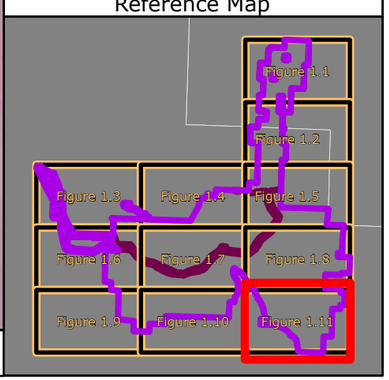
[1]Data obtained from Morrow County on 02/12/2026

[2]Data obtained from Umatilla County on 02/12/2026

TETRA TECH

NEXTera ENERGY RESOURCES

Reference Map



1:30,000

WGS 1984 UTM Zone 11N

0 0.25 0.5 1 1.5 2 Miles

NOT FOR CONSTRUCTION

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