

# **Exhibit CC**

## **Applicable Statutes, Rules, and Local Government Ordinances**

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**Biglow Canyon Wind Farm  
December 2025**

**Prepared for**



**Portland General Electric Company**

**Prepared by**



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## Acronyms and Abbreviations

|                           |   |
|---------------------------|---|
| AC                        | alternating current                               |
| BCWF or Existing Facility | Biglow Canyon Wind Farm                           |
| Certificate Holder / PGE  | Portland General Electric Company                 |
| CFR                       | Code of Federal Regulations                       |
| Council or EFSC           | Oregon Energy Facility Siting Council             |
| MW                        | megawatt  |
| OAR                       | Oregon Administrative Rules                       |
| ORS                       | Oregon Revised Statutes                           |
| RFA                       | Request for Amendment                             |
| Site Certificate          | Site Certificate on Amendment 3                   |
| Solar Components          | photovoltaic solar generation and battery storage |

## 1.0 Introduction

The Portland General Electric Company (PGE or Certificate Holder) submits this Request for Amendment (RFA) 4 to the Site Certificate on Amendment 3, issued October 31, 2008 (Site Certificate) for the Biglow Canyon Wind Farm (BCWF or Existing Facility) to add photovoltaic solar energy generation and battery storage (Solar Components) to the operating BCWF.

BCWF, owned and operated by PGE, is located within an approved site boundary comprising approximately 25,000 acres, approximately 4.5 miles northeast of the town of Wasco in Sherman County, Oregon. The BCWF operates under the Site Certificate from the Oregon Energy Facility Siting Council (Council or EFSC) as administered by the Oregon Department of Energy. BCWF currently consists of 217 wind turbines, with a maximum blade tip height of 445 feet, and a peak generating capacity of 450 megawatts (MW).

In RFA 4, PGE proposes to add up to 125 MW alternating current (AC) generating capacity from photovoltaic solar arrays and 125 MW in battery storage capacity (Solar Components) in approximately 1,445 acres of land (Solar Area) site within the existing BCWF site boundary Solar Micrositing Area (RFA 4 Site Boundary<sup>1</sup>).

The Solar Micrositing Area is approximately 1,924 acres and provides a conservative estimate of the maximum area needed for development, micrositing, and temporary disturbances from the Solar Components during construction, rather than the anticipated temporary and permanent disturbance footprint. Within the Solar Micrositing Area, the Certificate Holder has identified a reduced footprint where Solar Components will be concentrated (Solar Area; 1,445 acres). Solar Components will include solar arrays, inverters, battery energy storage system facilities and their subcomponents (i.e., inverters), a collector substation, approximately 600 feet of a new 230-kilovolt generation tie transmission line, medium voltage collector lines, operations and maintenance structures, site access roads, internal roads, perimeter fencing, facility entry gates, and temporary laydown areas. The maximum generating capacity from the Solar Components will be 125 MW AC, and the infrastructure will be fenced within the Solar Micrositing Area and will cover up to 1,445 acres (Solar Area).

PGE will own and operate the Solar Components as a part of the BCWF (together, Amended Facility or Facility), which, to date, have been developed by BIGL bn, LLC. BIGL bn, LLC, in its capacity as the project developer, supports PGE in this RFA 4 and may construct and temporarily operate the Solar Components on behalf of PGE under a Build-Transfer Agreement.

Exhibit CC provides the information required by Oregon Administrative Rules (OAR) 345-021-0010(1)(cc) in support of RFA 4.

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<sup>1</sup> Note, as described in further detail below in Section 4.1.1.2, the Solar Micrositing Area is the equivalent of the RFA 4 Site Boundary.

## 2.0 Additional Statutes and Administrative Rules – OAR 345-021-0010(1)(cc)

*OAR 345-021-0010(1)(cc) Identification, by legal citation, of all state statutes and administrative rules and local government ordinances containing standards or criteria that the proposed facility must meet for the Council to issue a site certificate, other than statutes, rules and ordinances identified in Exhibit E, and identification of the agencies administering those statutes, administrative rules and ordinances. The applicant must identify all statutes, administrative rules and ordinances that the applicant knows to be applicable to the proposed facility, whether or not identified in the project order. To the extent not addressed by other materials in the application, the applicant must include a discussion of how the proposed facility meets the requirements of the applicable statutes, administrative rules and ordinances.*

Response: Table CC-1 identifies by legal citation and relevant administering agency the state statutes and administrative rules and local government ordinances referenced in other exhibits, with the exception of those presented in Section 5.4 of the RFA 4's Division 27 document (Request for Amendment 4 for the Biglow Canyon Wind Farm), which addresses OAR 345-021-0010(1)(e). The identified statutes, rules, and ordinances contain standards or criteria that the Facility, as proposed in RFA 4, must meet for the Council to amend the Facility's Site Certificate.

**Table CC-1. Statutes, Rules, and Local Ordinances Referenced in Other Exhibits**

| Administering Agency                               | Agency Address  | Legal Citation  | Relevant Exhibit |
|--|---|---|------------------|
| Oregon Department of Agriculture                   | Oregon Department of Agriculture<br>635 Capitol Street, NE<br>Salem, OR 97301<br>(503) 986-4550                       | Plant Conservation Biology Program—Oregon Revised Statutes (ORS) Chapter 564          | Exhibit Q        |
| Oregon Department of State Lands                   | Oregon Department of State Lands<br>775 Summer Street NE, Suite 100<br>Salem, OR 97301<br>(503) 986-5200              | 33 Code of Federal Regulations (CFR) § 328; ORS Chapters 196 and 390; OAR Chapter 141 | Exhibit J        |
| Oregon Department of Environmental Quality – Noise | Oregon Department of Environmental Quality<br>400 E Scenic Drive, Suite 307<br>The Dalles, OR 97058<br>(541) 298-7255 | ORS Chapter 526; OAR Chapter 340  | Exhibit Y        |
| Oregon Department of Environmental Quality – Noise | Oregon Department of Environmental Quality<br>400 E Scenic Drive, Suite 307<br>The Dalles, OR 97058<br>(541) 298-7255 | OAR Chapter 340   | Exhibits L and T |

| <b>Administering Agency</b>   | <b>Agency Address</b>   | <b>Legal Citation</b>  | <b>Relevant Exhibit</b> |
|---|---|--|-------------------------|
| Oregon Department of Environmental Quality – Hazardous Waste Management | Oregon Department of Environmental Quality<br>400 E Scenic Drive, Suite 307<br>The Dalles, OR 97058<br>(541) 298-7255           | 40 CFR §112; ORS Chapter 465;<br>OAR Chapter 340             | Exhibit G               |
| Oregon Department of Environmental Quality – Hazardous Waste Management | Oregon Department of Environmental Quality<br>400 E Scenic Drive, Suite 307<br>The Dalles, OR 97058<br>(541) 298-7255           | 40 CFR §112  | Division 27             |
| Oregon Department of Environmental Quality – Solid Waste                | Oregon Department of Environmental Quality<br>400 E Scenic Drive, Suite 307<br>The Dalles, OR 97058<br>(541) 298-7255           | ORS Chapter 466; OAR Chapter 340                             | Exhibit W               |
| Oregon Department of Fish and Wildlife – Habitat Conservation Division  | Oregon Department of Fish and Wildlife – The Dalles Field Office<br>3561 Klindt Drive<br>The Dalles, OR 97058<br>(541) 296-8026 | ORS Chapter 496  | Exhibit Q               |
| Oregon Department of Fish and Wildlife – Habitat Conservation Division  | Oregon Department of Fish and Wildlife – The Dalles Field Office<br>3561 Klindt Drive<br>The Dalles, OR 97058<br>(541) 296-8026 | OAR Chapter 635  | Exhibit P               |
| Oregon Department of Land Conservation and Development                  | Oregon Department of Land Conservation and Development<br>635 Capital Street NE, Suite 150<br>Salem, OR 97301<br>(503) 373-0050 | ORS Chapters 195, 197, 215, 469,<br>and 540; OAR Chapter 660 | Exhibit K               |
| Oregon Department of Land Conservation and Development                  | Oregon Department of Land Conservation and Development<br>635 Capital Street NE, Suite 150<br>Salem, OR 97301<br>(503) 373-0050 | ORS Chapter 469  | Division 27             |
| Oregon Office of State Fire Marshal                                     | Oregon Office of State Fire Marshal<br>3991 Fairview Industrial Drive SE<br>Salem, OR 97302<br>(503) 378-3473                   | 2022 Oregon Fire Code  | Division 27             |

| Administering Agency  | Agency Address   | Legal Citation                  | Relevant Exhibit          |
|---|--|---------------------------------|---------------------------|
| Oregon Department of Transportation Commerce and Compliance Division                        | Oregon Department of Transportation Commerce and Compliance Division<br>455 Airport Road SE, Building A<br>Salem, OR 97301<br>(503) 378-5849 | 49 CFR 173                      | Division 27 and Exhibit U |
| Oregon Parks and Recreation Department, State Historic Preservation Office – Archaeological | Oregon State Historic Preservation Office<br>725 Summer St NE, Suite C<br>Salem, OR 97301<br>(503) 986-0690                                  | ORS Chapter 358                 | Exhibit S                 |
| Oregon Public Utility Commission  | Oregon Public Utility Commission<br>201 High Street SE, Suite 100<br>Salem, OR 97301<br>(503) 378-6600                                       | OAR Chapter 860                 | Division 27 and Exhibit V |
| Sherman County Planning Department  | Sherman County Planning Department<br>66365 Lonerock Road<br>Moro, OR 97039<br>(541) 565-3601  | Sherman County Zoning Ordinance | Exhibit K                 |

### 3.0 Spill Response Statutes

In regard to reporting and responding to spills or the release of hazardous materials, the following rules and statutes contain state and federal spill reporting requirements:

- ORS 466.635;
- OAR Chapter 340, Divisions 45, 100, 101, 102, 103, 122, 135, 142, 150, 160;
- 33 Code of Federal Regulations part 153; and
- 40 Code of Federal Regulations parts 110, 122, 262, 265, 280, 302, 355, 761.

Oregon agencies that may be required to be notified in the event of spill or the release of hazardous materials of reportable quantities include:

- Oregon Office of Emergency Management;
- Oregon Department of Environmental Quality; and
- Oregon State Police.