



Oregon

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To: Energy Facility Siting Council

From: Chase McVeigh-Walker, Senior Siting Analyst

Date: September 4, 2026

Subject: Agenda Item B (Action Item): Oregon Trail Solar Project, Request for Amendment 2 – Review of the Draft Final Order and Possible Final Decision for the September 18, 2026 EFSC Meeting

Attachments: Attachment 1: Draft Final Order on RFA2

Staff Recommendation

The Oregon Department of Energy (Department) recommends the Energy Facility Siting Council (EFSC or Council) approve the requested site certificate amendment and grant issuance of both the Second Amended Oregon Trail Solar Project Site Certificate, and new Site Certificate for the Shutler Battery Energy Storage Facility, subject to compliance with the existing, recommended amended and deleted site certificate conditions described in the Draft Final Order provided in Attachment 1 to this Staff Report.

Existing Facility Description

Oregon Trail Solar Facility is currently under construction, including 41 megawatts (MWs) of solar photovoltaic power generation components and 20 MWs of battery energy storage (BESS) components. The facility site is in Gilliam County, 7.5 miles south of the City of Arlington. The parent company is Avangrid Power, LLC.

Proposed Facility Modifications

RFA2 requests to split the approved facility, including components, site boundary and micrositing areas into two site certificates; and then transfer a portion of the facility, the approved battery energy storage system, to a new certificate holder, Shutler Energy Storage, LLC, a wholly owned subsidiary of Avangrid Power, LLC. RFA2 also eliminates wind turbines as an approved generating component, and reduces the approved wind micrositing corridor and site boundary accordingly.

The certificate holder seeks to amend several conditions to be consistent with the site certificate split.

Procedural Steps

The procedural steps for this site certificate amendment request initiated on May 22, 2026. The timeline and description of procedural steps are presented below.

Date	Procedural Step
May 22, 2026	Certificate holder submitted preliminary Request for Amendment 2 (pRFA2).
June 3, 2026	Department issued Public Notice that pRFA2 had been received as required by OAR 345-027-0360(2).
July 6, 2026	Department notified the certificate holder that pRFA2 was incomplete and issued requests for additional information (RAIs) needed to recommend findings and conditions on applicable standards to the Council.
July 29, 2026	Department informed the certificate holder that it had completed its review of the RAI responses and notified the certificate holder that pRFA2, with RAI responses, was complete.
July 31, 2026	Certificate holder filed a complete RFA2; Department issued the Proposed Order on RFA2 and Public Notice of the Proposed Order on RFA2 and Complete RFA2.
July 31 – Aug 28, 2026	Comment period on RFA2 and the Proposed Order on RFA2.
Aug 20, 2026	Public hearing on RFA2 and the Proposed Order on RFA2. No comments were received.
Sept 4, 2026	Department issued the draft Final Order.
Sept 18, 2026	Council review of the Department's draft of the final order. Based on the considerations described in OAR 345-027-0375, Council will either grant or deny issuance of an amended site certificate in a written final order.

Draft Final Order

In the draft of the Final Order, the Department recommends that the facility, with the changes proposed in RFA2, complies with all required standards and should be approved by the Council, subject to recommended amended and removed site certificate conditions.

As presented in the draft Final Order, the Department recommends that Council find that the changes proposed in RFA2 would not result in new or different impacts not previously evaluated by Council for the following Council standards for the existing or proposed facility:

- Structural (OAR 345-022-0020)
- Soil Protection (OAR 345-022-0022)
- Land Use (OAR 345-022-0030)
- Protected Areas (OAR 345-022-0040)
- Fish & Wildlife Habitat (OAR 345-022-0060)
- Threatened & Endangered Species (OAR 345-022-0070)
- Scenic Resources (OAR 345-022-0080)
- Historic, Cultural & Archaeological Resources (OAR 345-022-0090)
- Recreation (OAR 345-022-0100)
- Public Services (OAR 345-022-0110)
- Wildfire Prevention and Risk Mitigation (OAR 345-022-0115)
- Waste Minimization (OAR 345-022-0120)
- Oregon Noise Control Regulation (OAR 340-035-0035)

- Oregon Removal-Fill Law (OAR 141-085-0500 through OAR 141-085-0785)
- Oregon Water Rights (OAR 345-022-0000(1)(b)); (OAR 345-021-0010(1)(o)(F))

The draft Final Order recommends that the Council find that with the existing, and proposed amended and deleted conditions, the existing and proposed facilities, with proposed RFA2 changes, will comply with the following standards:

- General Standard of Review: OAR 345-022-0000 (Section III.A.1., pg. 15-17)
- Organizational Expertise: OAR 345-022-0010 (Section III.A.2., pg. 17-19)
- Retirement and Financial Assurance: OAR 345-022-0050 (Section III.A.3., pg. 19-22)