



ENERGY FACILITY SITING COUNCIL

Meeting Notice and Agenda In-Person/WebEx Webinar/Teleconference

August 29-30-31, 2022

**Gilbert Event Center*
Eastern Oregon University
La Grande, OR 97850**

*see pages 4 of this agenda for hyperlinks to campus maps for building location and parking

Please Note: Every effort will be made to consider items as they are indicated. However, the Council agenda and the order of agenda items are subject to change.

Monday, August 29, 2022 at 4:00 p.m.

WebEx Webinar/Teleconference Information

<https://odoe.webex.com/odoe/onstage/g.php?MTID=e69e8f91c5d223920ae030b33963ed1f8>

Access Code: 2347 466 6035 **Meeting password:** EFSC

Teleconference #: 408-418-9388

Roll Call and Opening Remarks

- A. **Consent Calendar (Action Item & Information Item)** – Approval of June 23-24, 2022 & July 22, 2022 meeting minutes; Council Secretary Report; and other routine Council business.

- B. **Boardman to Hemingway Transmission Line – Review of Proposed Order and Proposed Contested Case Order and Exception Hearing (Information Item)** – Kellen Tardaewether, Oregon Department of Energy Senior Siting Analyst & Jesse Ratcliffe, Oregon Department of Justice Senior Assistant Attorney General, Natural Resources Section, General Counsel Division. At the Council’s July meeting, the Council reviewed the standards from the Proposed Order that did not result in any contested case issues. At this August meeting, the Council will review the standards from the Proposed Order that did result in contested case issues. For each standard, Ms. Tardaewether will present a summary of the portion of the standard from the Department’s Proposed Order not involved in the contested case. Council will conduct a straw poll to either affirm, reject or modify the findings of facts, conclusions of law and conditions of approval from the Proposed Order. For each issue in the contested case where a substantive written exception was timely filed by a limited party regarding the findings of facts, conclusions of law or conditions of approval from the Council appointed Hearing Officer’s Proposed Contested Case Order, Mr. Ratcliffe will present a summary of the issue. Each limited party who filed an exception on the issue will then be allowed to provide oral comment to summarize or highlight points from their written exception(s). Idaho Power Company and the Oregon Department of Energy will be allowed to provide oral comment in

response. Council will conduct a straw poll to either affirm, reject or modify the findings of facts, conclusions of law or conditions of approval from the Proposed Contested Case Order.

This agenda item will occur during all three Council meeting days with the following anticipated sequence:

- Structural Standard
 - Issue SS-5
- Retirement and Financial Assurance Standard
 - Issue RFA-1
- Threatened and Endangered Species Standard
 - Issue TE-1
- Soil Protection Standard
 - Issue SP-1
- Need Standard (If time allows)
 - Issue N-1
 - Issue N-3
 - Issue N-2

Tuesday, August 30, 2022 at 8:00 a.m.

WebEx Webinar/Teleconference Information

<https://odoe.webex.com/odoe/onstage/g.php?MTID=e04974fd1c1d06922ea8d23445bb9d31c>

Access Code: 2331 583 4059 Meeting password: EFSC

Teleconference #: 408-418-9388

Roll Call and Opening Remarks

B. Boardman to Hemingway Transmission Line – Review of Proposed Order and Proposed Contested Case Order and Exceptions Hearing (Information Item) – Continued

- Need Standard
 - Issue N-1
 - Issue N-3
 - Issue N-2

C. Public Comment Period (Information Item) – This time is reserved for the public to address the Council regarding any item within Council jurisdiction that is not otherwise closed for comment. Items closed for comment include the Boardman to Hemingway Transmission Line Proposed Order and Proposed Contested Case Order and the Protected Areas, Scenic Resources, and Recreation Resources Standards Rulemaking.

B. Boardman to Hemingway Transmission Line – Review of Proposed Order and Proposed Contested Case Order and Exceptions Hearing (Information Item) – Continued

- Public Services Standard
 - Issue PS-4

- Issue PS-6
- Historic, Cultural and Archeological Resources Standard
 - Issue HCA-7
 - Issue HCA-3
- Scenic Resources/Protected Areas Standard
 - Issue SR-3
 - Issue SR-7
 - Issue SR-5
 - Issue SR-6
- Recreation Standard
 - Issue R-2
 - Issue R-4
 - Issue R-3
- Fish and Wildlife Standard
 - Issue FW-7
 - Issue FW-1
 - Issue FW-3
 - Issue FW-6

Wednesday, August 31, 2022 at 8:00 a.m.

WebEx Webinar/Teleconference Information

<https://odoe.webex.com/odoe/onstage/g.php?MTID=ee373222e42c7f5068f3a0611badd1b5f>

Access Code: 2340 438 3118 Meeting password: EFSC

Teleconference #: 408-418-9388

Roll Call and Opening Remarks

B. Boardman to Hemingway Transmission Line – Review of Proposed Order and Proposed Contested Case Order and Exceptions Hearing (Information Item) – Continued

- Noise Control Requirements
 - Issue NC-1
 - Issue NC-2
 - Issue NC-3
 - Issue NC-4
- Land Use Standard
 - Issue LU-9
 - Issue LU-5

Anticipated Adjournment at 12:00 p.m.

Meeting Location and Parking Information

Location - The August Council Meeting will be held at the Gilbert Event Center on the Campus of Eastern Oregon University in La Grande. A link to the Eastern Oregon University Campus Map is below:

https://www.eou.edu/visitor/files/2019/11/campus_map_11_2019.pdf

Parking - According to the Eastern Oregon University staff, parking will be free in the lower parking lot near the Gilbert Event Center during all three Council meeting days. This is identified as the “Gilbert Lot” in the map link below. Otherwise, according to the Eastern Oregon University website, parking is \$2 per day unless you park at the stadium. <https://www.eou.edu/facplan/files/2019/06/2018-Parking-Map.pdf>

WebEx Webinar Additional Information

If you join the meeting via WebEx, please login using your full name so it is easier to identify attendees and manage public participation. For Agenda Item B, if you are a limited party in the Boardman to Hemingway Transmission Line contested case proceeding and are participating via WebEx, click on the WebEx “raise your hand” icon to provide oral comment during review of your contested case issue. Similarly, for Agenda Item C, if you wish to provide general public comment, click on the WebEx “raise your hand” icon to provide comments.

If you join the meeting via phone, you will be in listen-only mode. For Agenda Item B, if you are a limited party in the Boardman to Hemingway Transmission Line contested case proceeding and are participating view phone, you may notify the host during review of your contested case issue that you wish to provide oral comment by pressing *3 to “raise your hand”. Similarly, for Agenda Item C, if you wish to provide general public comment, press *3 to “raise your hand”.

[WebEx Meeting Instructions](#)

[WebEx How to Raise Your Hand](#)

Meeting Materials associated with the agenda items are available at:

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

Siting Project Updates:

To sign up for siting project updates click here: <http://web.energy.oregon.gov/cn/a6n53/subscribe>

Requests to the Council to Address an Issue:

Pursuant to Oregon Administrative Rule 345-011-0035, the public may ask the Council formally to address relevant issues within the Council’s jurisdiction at future meetings. Please be sure to include information about why the issue should be on the agenda. Your request must be in writing and received at least 14 days before the Council meeting.

To ask the Council to address an issue, call or write:

EFSC Secretary

Energy Siting Division/ODOE

550 Capitol St. NE

Salem, OR 97301-3737

Toll-Free (in Oregon): 1-800-221-8035

Phone: 503-378-8328

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

Americans with Disabilities Act: The Oregon Department of Energy will make reasonable accommodations upon request. Please contact us at least 72 hours before the meeting. Call Nancy Hatch at 503-378-3895 (office) or 503-428-7905 (mobile); Fax 503-373-7806, or toll free in Oregon at 800-221-8035. TTY users should call the Oregon Relay Service at 711.