



# ENERGY FACILITY SITING COUNCIL

■ Marcy Grail, Chair ■ Kent Howe, Vice-Chair ■ Cindy Condon ■ Jordan Truitt ■ Perry Chocktoot ■ Ann Beier ■ Richard Devlin

## Energy Facility Siting Council Meeting Notice and Agenda

**Friday November 17, 2023 8:30 AM**

**Oregon Department of Energy  
550 Capitol St. NE  
Salem, OR 97301**

### WebEx Webinar Information:

<https://odoe.webex.com/odoe/j.php?MTID=mb61313c541a666a546319d24d31e2864>

**Or join WebEx meeting by phone:** 408-418-9388 **Access Code:** 2333 968 2168 **Meeting password:** EFSC

---

**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.

---

### Roll Call and Opening Remarks

- A. Consent Calendar (Action Item & Information Item)** – Approval of October 19, 2023 minutes; Council Secretary Report; and other routine Council business.
- B. Radioactive Material Enforcement Rulemaking Decision, Council Review of Public Comments and Consideration of Permanent Rules (Action Item)** – Thomas Jackman, Siting Policy Analyst & Rules Coordinator. Council will review public comments and consider the adoption of permanent rules on the proposed revisions to OAR Chapter 345, Division 050, related to enforcement of rules and laws governing the transport and disposal of radioactive materials and waste in Oregon.
- C. Standby Generation Rulemaking Notice of Proposed Rulemaking (Action Item)** – Thomas Jackman, Siting Policy Analyst & Rules Coordinator. The Council will receive a presentation on a draft Notice of Proposed Rulemaking for proposed revisions to OAR 345-015-0360. These proposed changes implement recent legislation stating that an exemption under OAR 345-015-0350(6) for a standby generation facility is not required.
- D. 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.
- E. Obsidian Solar Center Request for Site Certificate Amendment 1 – Council Possible Material Change Hearing and Public Notice of Hearing to Adopt Final Order (ORS 469.370(7)) (Action Item)** – Kathleen Sloan, Senior Siting Analyst, will present an overview of the approved 400 MW solar PV facility, and the changes proposed in Request for Amendment 1. The proposed changes include

adding approximately 169 acres to the site boundary to allow siting of a generation step-up substation in an alternate location; and increase length (2 miles to 3.2 miles) and voltage (115 kV to 138 kV) of aboveground transmission line. The Council will either adopt, modify or reject the Proposed Order as the Final Order. If the Council modifies the Proposed Order as the Final Order, and any of those modifications constitute material changes, there will be a hearing on those material changes before the Council issues its final decision.

- F. Annual Financial Assurance Evaluation (Action Item)** – Sisily Fleming, Fiscal Analyst, will present Council’s annual review of financial assurance providers and the bond and letter of credit templates for certificate holders’ use in meeting the Council’s Retirement and Financial Assurance standard in 2024.
- G. Organizational Expertise standard overview (Information Item)** – Sarah Esterson, Senior Policy Advisor, will seek input from Council on the effectiveness of the evidence relied upon and the analysis conducted to evaluate compliance with the Organizational Expertise standard (OAR 345-022-0010).
- H. Northwest Natural’s Mist Underground Natural Gas Storage Facility Overview (Information Item)** – Andy Bauer, Manager with Environmental Compliance and Dave Weber, VP Gas Supply will present to Council a facility overview of the Northwest Natural Mist Underground Storage Facility.

**Anticipated Adjournment at 1:15 p.m.**

**Anticipated Future Energy Facility Siting Council Meetings:**

- **January 25-26, 2024**
- **February 22-23, 2024**

---

### **Webex Webinar Additional Information**

When you join, please use your full name so it is easier to identify attendees and manage public comments. Public participants will be in listen-only mode, but can use the WebEx tool to “raise your hand” to provide comments during Agenda Item D.

Phone participants will be in listen-only mode, but to notify the host that you wish to make a comment press \*3 to raise your hand. Council will offer an opportunity for phone participants to provide comments during Agenda Item D.

[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.

**Parking Information**

There are limited numbers of metered visitor parking spaces at the ODOE parking lot. The link below will take you to a map of the location of the ODOE office and details on parking.

[https://www.oregon.gov/energy/Get-Involved/Documents/ODOE\\_Parking.pdf](https://www.oregon.gov/energy/Get-Involved/Documents/ODOE_Parking.pdf)