

Exh. CAT-14  
Docket UE-19 \_\_\_\_\_  
Witness: Chad A. Teply

**BEFORE THE WASHINGTON  
UTILITIES AND TRANSPORTATION COMMISSION**

WASHINGTON UTILITIES AND  
TRANSPORTATION COMMISSION,

Complainant,

v.

PACIFICORP dba  
PACIFIC POWER & LIGHT COMPANY

Respondent.

Docket UE-19 \_\_\_\_\_

**PACIFICORP  
EXHIBIT OF CHAD A. TEPLY  
TB Flats Permit Status Record**

**December 2019**

**TB Flats Wind Energy Project**  
**Wyoming Industrial Siting Permit Conditions Compliance Tracking Table**  
**Overall Permit Status**  
Wednesday, October 30, 2019

Item ID	Issuing Agency Permit Name	Permit	Details	Status	Open/ Closed
1	FAA	Notice of proposed Construction or Alteration	Receive Notice of Proposed Construction or Alteration (7460-1 Form)	Complete, form 7460-1 approvals were received for all WTG locations and alternative locations	Closed
2	USACE	Clean Water Act Section 404	Clean Water Act - Section 404 Nationwide or Individual Permit (if wetlands or waterways disturbed)	Nation wide permti submitted on May 29, 2019	Closed
3	EPA	Spill Prevention Control and Countermeasure (SPCC) Plan	Pending final design, a SPCC will be filed for construction	5-Mar-19	Closed
4	USFWS	Eagle Conservation Plan - Voluntary Guidelines for wind energy projects		Ongoing, plan drafted and being updated. No actual permit issued. Work will continue through the Summary of 2019	Open
5		Bird and Bat Conservation Strategy		Ongoing, plan drafted and being updated. No actual permit issued. Work will continue through the Summary of 2019	Open
6	Department of Commerce - NTIA	Impact to Telecommunication Systems and RADAR's		Complete, NTIA on September 13, 2018 there was no objection to turbine construction in the design area	Closed
7	FCC	Licensed Microwave Study		Complete	Closed
8	FEMA	Floodplain Considerations	FEMA Flood plan considerations	FEMA has no applicable maps; maps of river and creeks has been generated and been reviewed; Structures associated with the TB Flats wind energy project are placed above the 100 year incident mark	Closed
9		Wyoming ISD Section 109	Wyoming Industrial Development Information and Siting Act, Section 109	Complete, ISD permit was issued on July 30, 2018.	Closed
10		Wyoming Pollutant Discharge Elimination System (WYPDES) - Large Construction Permit	Large Construction General Permit covers water discharges from construction greater than 5 acres.	SWPPP completed n April 10, 2019	Closed
11	WYDEQ	Permit to Construction small wastewater facilities	A permit is required for the installation, repair or replacement of small wastewater systems, also known as septic tanks and leach fields. Septic systems that handle more than 2,000 gallons per day require a large capacity septic system permit, which are issued by the Underground Injection Control (UIC) Program.	Ongoing, PacificCorp and its EPC contractor will be submitting a request for permit in early 2020.	Open
12		Temporary / Portable source air permit/ fugitive dust permit	Temporary / Portable source air permit and fugitive dust permit for the project site.	Burnett Quarry WYDEQ Air Quality Permit # CT-2899, we will also be using relocatable permit CT-7415 & RE-1032-2. TB Flats Batch Plant WYDEQ Air Quality Permit #s RE 9984 & RE-208	Closed
13		Mining/quarry permit (non-coal) for gravel quarry and construction materials		See above	Closed
14		Wetland mitigation permit		Nationwide permit utilized	Closed
15	WSED	Temporary Water Use Agreement		Tempoary water agreement met with landowner	Closed
16		Permit to appropriate groundwater for well for operations & maintenance building		Water agreement met with Q Creek to supply the O&M building	Closed
17	WSHPO	Cultural resources and property review	Cltural resources and property review of both state and private property	Review completed March 30, 2019	Closed
18	WOSLU	Special Use lease for wind energy	Wind Energy Lease Agreement (WL-1603)	Complete, Wind Energy Lease executed on August 17, 2017	Closed
19	WYNNT	Port of Entry authorizations for oversized/overweight loads	Apply to the Wyoming Department of Transportation and Highway Patrol for Port of Energy Permission to move oversize/weight loads	Ongoing. Port of Entry authorization for oversize/overweight loads, will be obtained by PacificCorp's WTG supplier prior to the 2020 delivery date	Open

20	Approach permit/Right of ways Access	Apply to the Wyoming Department of Transportation for relocation and right-of-way approval as needed to delivery WTG	Access permits granted on August 7, 2019	Closed
21	State Road Use Agreement	PacifiCorp will acquire a State of Wyoming Department of Transportation Road Use Agreement 30 days prior to construction	Closed, State Road Use Agreement executed on February 22, 2019	Closed
22	Conditional Use Permit			
23	COA 2. Notice of material change to project, as needed	Conditional Use Permit is granted for up to 200 wind turbines and accessory uses as generally described in the application. The Applicant(s) shall notify the Carbon County Planning & Development Department in writing of any material changes to the Project subsequent to the County issuance of the Conditional Use Permit.	No action required unless material change is planned.	Open
24	COA 3. Submit Copy of all Federal and State approvals	This permit is subject to final approval and issuance of a permit by the Industrial Siting Council. The Applicant(s) shall submit a copy of all subsequent Federal and State approvals, including all required studies, reports and certifications prior to the issue of any applicable building permits.	Closed, Submission made on March 25, 2019 and accepted by Carbon County on April 1	Closed
25	COA 4-5-8. WTG & O&M building permit & Land owner approval & WTG Location COA 12. Submit detail Site Map (90 days after operation)	PacifiCorp's contractor will obtain building permits prior to construction	All permits received excluding the O&M building	Open
26		To the extent not inconsistent with confidentiality and security obligations under State and/or Federal law, the Owner(s) or Operator(s) shall provide the Carbon County Planning and Development Department with a detailed map of the site within ninety (90) days after operation begins. The Project Map will include the geographic coordinates of each WECS structure, all roads within the WECS Project area, and public roads and turnouts connecting to roads of the WECS Project. The Project Map shall be updated by the Owner(s) or Operator(s) every five (5) years or after the completion of any significant additional construction.	Ongoing, will be submitted once construction is complete	Open
27	COA 13. Annual Proof of Insurance	The Owner(s) or Operator(s) of the WECS Project shall maintain a current General Liability Policy issued by an insurance company authorized to do business in Wyoming covering bodily injury and property damage with limits of at least \$1 million per occurrence and \$1 million in the aggregate. The Applicant(s) shall provide proof of insurance to the Board of County Commissioners prior to the Board's approval of the submitted application or otherwise demonstrate adequate self-insurance. If the application is approved, the Owner(s) or Operator(s) of the WECS shall provide proof of insurance to the Board annually. Proof of insurance may be made by providing a certificate of insurance	Closed, PacifiCorp submitted proof of insurance on March 4, 2019	Closed
28	COA 15. PacifiCorp agreement to CUP provisions	No conditional use permit shall be transferred without the prior approval of the Board of County Commissioners. The Board's approval shall not be unreasonably withheld upon good cause shown. Any transferee shall agree in writing to be bound by the terms of the Conditional Use Permit. It is specifically understood and agreed that as of the date of the Carbon County Commission hearing on April 3rd, 2018, the Applicant intends to transfer this permit to PacifiCorp for construction, development, and operation of the Project. The Board hereby approves of such transfer, subject to PacifiCorp agreeing in writing to be bound by all of the terms of the Conditional Use Permit as the owner of the permit. This conditional use permit shall not have any additional transfers other than the aforementioned transfer under this paragraph 14 without the prior approval of the Board of County Commissioners.	Closed, PacifiCorp submitted assignment and agreement letter to Carbon County on January 10, 2019	Closed
29	COA 16. initial 6 Month Status update and annual P&Z status report and appearance	Within six (6) months of the Board's approval, and on an annual basis thereafter until construction is completed, the permit holder shall provide a progress report of the WECS Project to the County Planning and Zoning Commission. The annual report/progress report shall include a written summary of Project's progress and include an appearance at a regularly scheduled County Planning and Zoning Commission meeting.	Ongoing, Construction Phase	Open
30	Carbon County Road Use Agreement			

31	Carbon County	4. Identify haul routes and courting roads to be used	<p>The Company is hereby authorized to operate and move its commercial vehicles on all such Haul Routes and Roads, so long as such use is in accordance with this Agreement. The Haul Routes and County Roads utilized for project must be identified and approved in writing by the Carbon County Superintendent of Road and Bridge prior to any construction. Attached hereto as Exhibit A is a list of the restrictions on the Company's use of the Haul Route Roads. The Company shall use commercially reasonable efforts to comply with the restrictions listed on Exhibit A. It is specifically understood and agreed that personal vehicles and other light-duty vehicles will not be bound by the restrictions of Exhibit A</p>	Closed, on February 14, 2019 PacifiCorp notified Carbon County of its planned haul routes	Closed
32		6.a-b. Post security of \$50,000 per mile	<p>a) The County may require that the Company post security during construction for repairs that are required by paragraph 9(c) below, in an amount to be specified by the County.  b) If the County requires that the Company post security, the Company shall not haul goods, equipment or materials on the Roads forming the Haul Route until:  i. It has delivered to the County the security required (in the form of surety bond in the minimum amount of \$50,000.00 (Fifty Thousand dollars per mile of affected Carbon County Roads); and  ii. A Pre-inspection pursuant to 7.1 has been completed.</p>	Closed, PacifiCorp provided bonding on March 27, 2019 to Carbon County	Closed
33		7.1 Pre Construction Inspection (15 days before construction)	<p>The Company and the County shall agree as to the condition of the Haul Route Roads both within fifteen (15) days prior to commencement of construction of the Wind power Facilities and within fifteen (15) days following completion of construction of the Wind power Facilities. Video recordings and photographs of the current conditions of the Haul Route Roads will be undertaken by the Company (or a third party hired by the Company), at the Company's expense and provided to the County for its review and retention (i) prior to the start of any construction activities by the Company, and (ii) following the Company's completion of construction of the Windpower Facilities. The County shall have the right, if so desired, (i) to observe these recordings/photographs as they are being taken and (ii) to require the Company to undertake certain types of recordings and photographs or reasonable additional inspections if the County reasonably believes the recordings/photographs are inadequate representations of the impacted roads current conditions.</p>	Closed, Completed on April 15	Closed
34		7.1 Post Construction Inspection (15 after construction)	<p>The Company and the County shall agree as to the condition of the Haul Route Roads both within fifteen (15) days prior to commencement of construction of the Wind power Facilities and within fifteen (15) days following completion of construction of the Wind power Facilities. Video recordings and photographs of the current conditions of the Haul Route Roads will be undertaken by the Company (or a third party hired by the Company), at the Company's expense and provided to the County for its review and retention (i) prior to the start of any construction activities by the Company, and (ii) following the Company's completion of construction of the Windpower Facilities. The County shall have the right, if so desired, (i) to observe these recordings/photographs as they are being taken and (ii) to require the Company to undertake certain types of recordings and photographs or reasonable additional inspections if the County reasonably believes the recordings/photographs are inadequate representations of the impacted roads current conditions.</p>	Ongoing, post construction survey to be conducted	Open
35		11 Assignment	<p>Except as otherwise provided herein, this Agreement shall not be assigned by either party hereto without the prior written consent of the other party, which consent shall not unreasonably be withheld.</p>	Closed, Assignment approved on March 18, 2019 by Carbon County	Closed
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