



**US Army Corps  
of Engineers**  
Portland District

# **PUBLIC NOTICE**

## **for PERMIT APPLICATION**

Issue Date: August 19, 2004

Expiration Date: September 20, 2004

Corps of Engineers Action ID: 200200169

Oregon Division of State Lands Number: 25182-FP

### **30-Day Notice**

Interested parties are hereby notified that an application has been received for a Department of the Army permit for certain work in waters of the United States, as described below and shown on the attached plan.

**Comments:** Comments on the described work should reference the U.S. Army Corps of Engineers number shown above and should reach this office no later than the above expiration date of this Public Notice to become part of the record and be considered in the decision. Comments should be mailed to the following address:

U.S. Army Corps of Engineers  
ATTN: CENWP-OP-GP (Ms. Tina J. Teed)  
P.O. Box 2946  
Portland, Oregon 97208-2946

**Applicant:** Westward Energy, LLC  
3313 W 2<sup>nd</sup>  
The Dalles, Oregon 97058

**Location:** Wetlands on Port Westward property, adjacent to Bradbury Slough and river mile 53 of the Columbia River, south of Kallunki Road, Section 22, Township 8 North, Range 4 West, Clatskanie, Columbia County, Oregon.

**Project Description:** The proposed project is to construct a 520-megawatt natural gas-fired, combined-cycle power generating facility on Port Westward property. The proposed facility would occupy approximately 20 acres of a 53-acre parcel on the Port Westward property, which is owned by the Port of Saint Helens. The proposed project would involve discharging approximately 15,515 cubic yards of fill material associated with the permanent impact of 2.26 acres of waters of the United States and temporary impacts within a 4,000 linear foot by 60- to 80-foot-wide gas pipeline alignment easement. The 2.26 acres of permanent impact would affect 1.94 acres of wetland and 0.32 acre of jurisdictional ditches for the construction of the generating facility. The installation of a proposed gas line from the existing PGE Beaver generating plant to the Port Westward site would involve temporary impacts to 0.64 acre of waters of the United States from the trenching activity and the temporary side-casting of spoil material.

The Corps previously authorized Westward Energy to construct the above-described power generating facility in September 2002. The previous Department of the Army permit authorized the discharge of fill material into 0.35 acre of wetland and 0.13 acre of jurisdictional ditches for construction of the generating facility. Westward Energy proposes to increase the current authorization by 1.78 acres to expand the proposed construction staging area and fill additional

ditches on-site. The proposed increase in permanent impacts is based upon concerns that additional area is needed to move equipment and materials. There are also concerns that the steep banks of the ditches pose a risk to worker safety.

If a permit is issued, the Corps will determine what is appropriate and practicable compensatory mitigation. The amount of compensatory mitigation required shall be commensurate with the anticipated impacts of the project.

**Purpose:** The project purpose is to construct a natural gas-fired power generating facility to primarily provide power supply to two aluminum companies that operate smelters at the Dalles, Oregon, and Goldendale, Washington.

**Drawings:** Seven (7) drawings labeled COE#200200169.

**Additional Information:** Additional information may be obtained from Ms. Tina J. Teed, Project Manager, U.S. Army Corps of Engineers at (503) 808-4384.

**Authority:** This permit will be issued or denied under the following:

Section 404, Clean Water Act (33 U.S.C. 1344), for discharge of dredged or fill material into waters of the United States.

**Water Quality Certification:** A permit for the described work will not be issued until certification, as required under Section 401 of the Clean Water Act (P.L. 95-217), has been received or is waived from the certifying state. Attached is the state's notice advertising the request for certification.

**Section 404(b)(1) Evaluation:** The impact of the activity on the public interest will be evaluated in accordance with the Environmental Protection Agency guidelines pursuant to Section 404(b)(1) of the Clean Water Act.

**Public Hearing:** Any person may request, in writing, within the comment period specified in this notice, that a public hearing be held to consider this application. Requests for public hearings shall state, with particularity, the reasons for holding a public hearing.

**Endangered Species:** Preliminary determinations indicate that the proposed activity may affect an endangered or threatened species or its critical habitat. Consultation under Section 7 of the Endangered Species Act of 1973 (87 Stat. 844) will be initiated. A permit for the proposed activity will not be issued until the consultation process is completed.

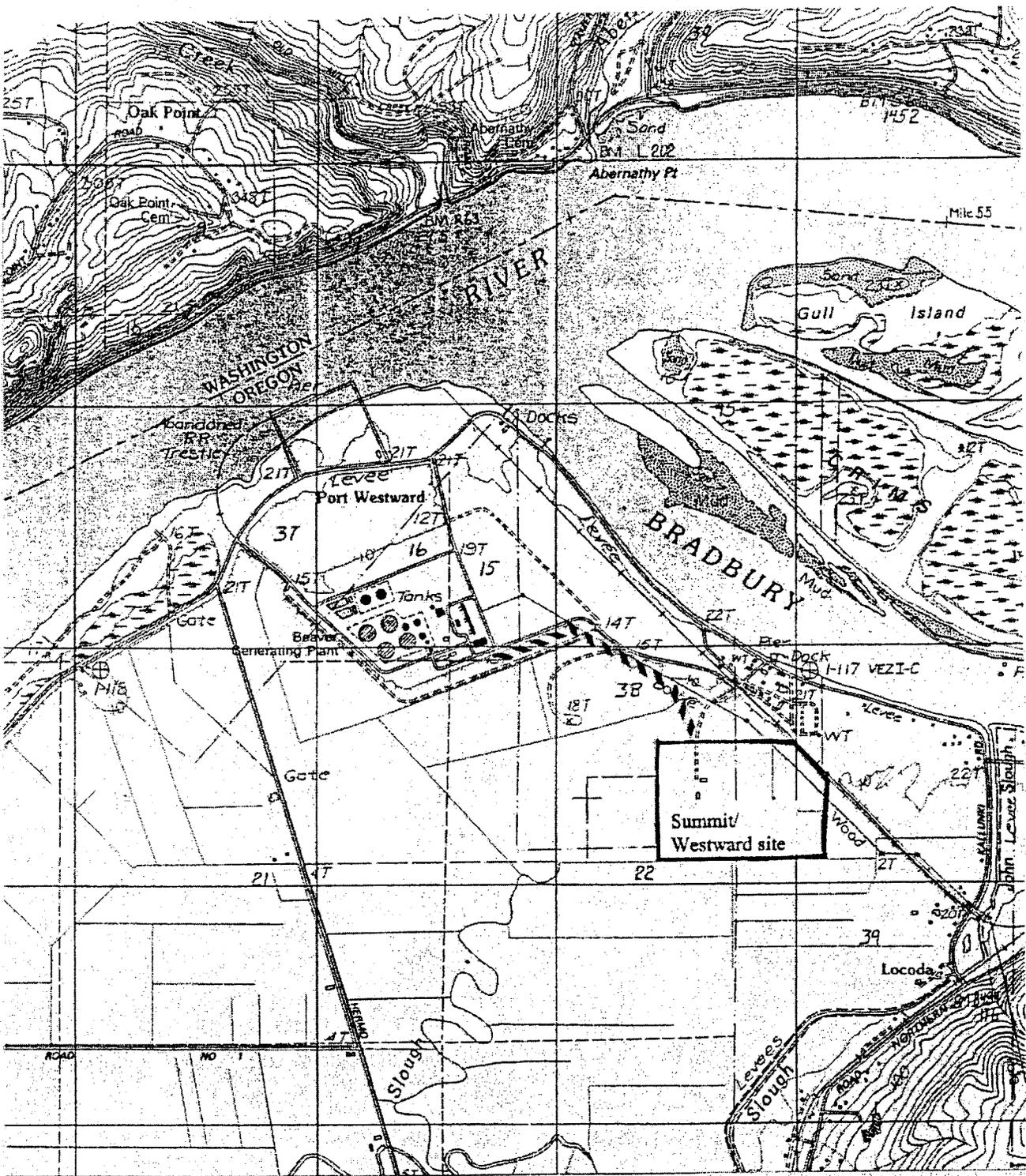
**Cultural Resources:** The described activity is not located on property registered or eligible for registration in the latest published version of the National Register of Historic Places. This notice has been provided to the State Historic Preservation Office.

**Evaluation:** The decision whether to issue a permit will be based on an evaluation of the probable impact including cumulative impacts of the described activity on the public interest. That decision will reflect the national concern for both protection and utilization of important resources. The benefit, which reasonably may be expected to accrue from the described activity, must be balanced against its reasonably foreseeable detriments. All factors, which may be

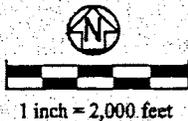
relevant to the described activity will be considered including the cumulative effects thereof; among those are conservation, economics, aesthetics, general environmental concerns, wetlands, historic properties, fish and wildlife values, flood hazards, floodplain values, land use, navigation, shoreline erosion and accretion, recreation, water supply and conservation, water quality, energy needs, safety, food and fiber production, mineral needs, consideration of property ownership and, in general, the needs and welfare of the people.

The Corps of Engineers is soliciting comments from the public; Federal, state, and local agencies and officials; Indian Tribes; and other interested parties in order to consider and evaluate the impacts of this proposed activity. Any comments received will be considered by the Corps of Engineers to determine whether to issue, modify, condition or deny a permit for this proposal. To make this decision, comments are used to assess impacts on endangered species, historic properties, water quality, general environmental effects, and the other public interest factors listed above. Comments are used in the preparation of an Environmental Assessment and/or an Environmental Impact Statement pursuant to the National Environmental Policy Act. Comments are also used to determine the need for a public hearing and to determine the overall public interest of the proposed activity.

**Additional Requirements:** State law requires that leases, easements, or permits be obtained for certain works or activity in the described waters. These State requirements must be met, where applicable, and a Department of the Army permit must be obtained before any work within the applicable Statutory Authority, previously indicated, may be accomplished. Other local governmental agencies may also have ordinances or requirements, which must be satisfied before the work is accomplished.

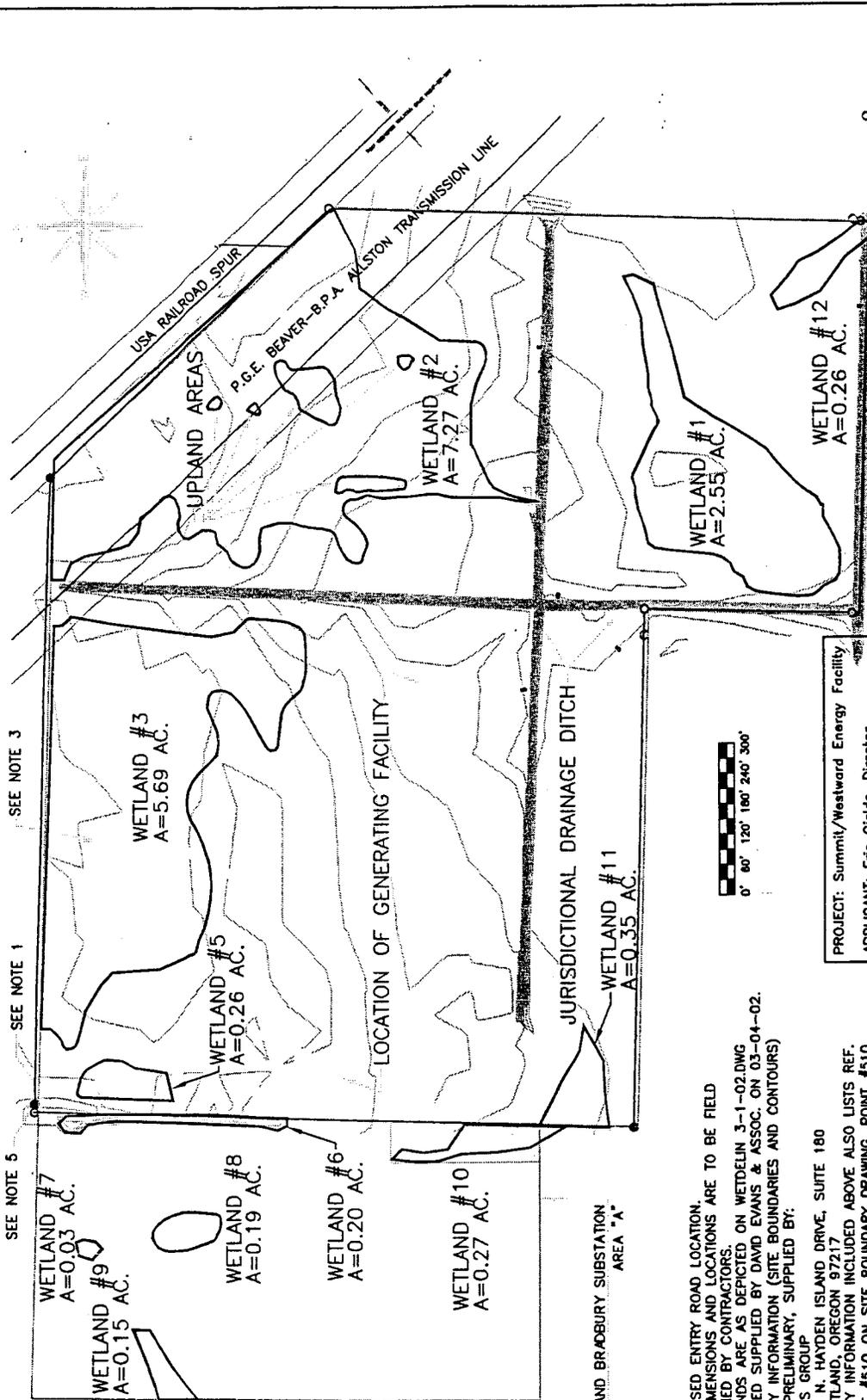


Proposed gas alignment



Site Location Map  
USGS Oak Point, Washington-Oregon Quadrangle

PROJECT: Summit/Westward Energy Facility  
 APPLICANT: Eric Gjelde, Director  
 Summit Power NW, LLC  
 DATE: July 2004  
 SHEET: 1 of 9; Site location map



SEE NOTE 1

SEE NOTE 3

SEE NOTE 5

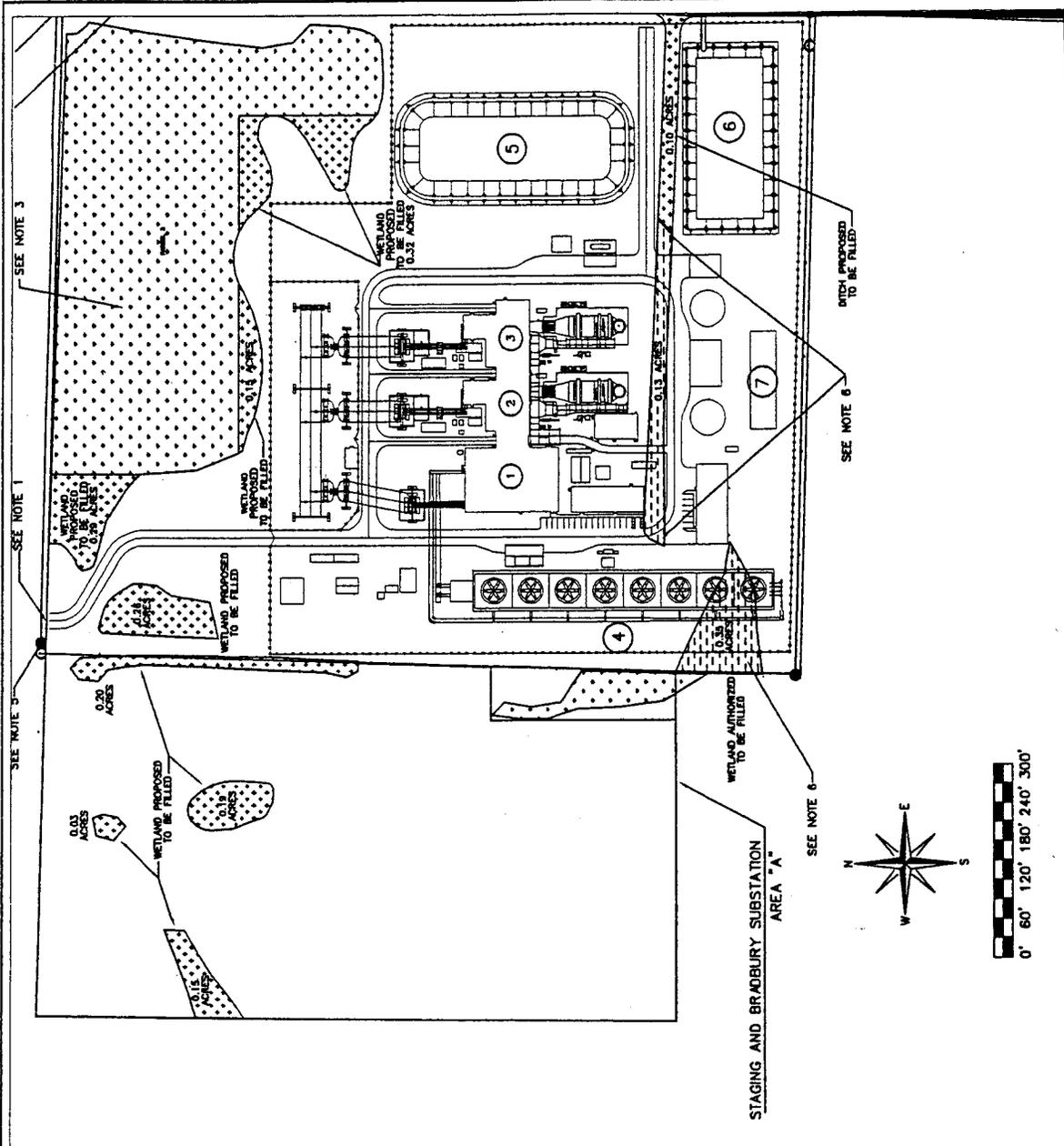
PROJECT: Summit/Westward Energy Facility  
 APPLICANT: Eric Gjelda, Director  
 Summit Power NW, LLC  
 DATE: July 2004  
 SHEET: 2; Existing site conditions

**NOTES:**

1. PROPOSED ENTRY ROAD LOCATION, ALL DIMENSIONS AND LOCATIONS ARE TO BE FIELD VERIFIED BY CONTRACTORS.
2. WETLANDS ARE AS DEPICTED ON WETDELIN 3-1-02.DWG EMAILED SUPPLIED BY DAVID EVANS & ASSOC. ON 03-04-02.
3. SURVEY INFORMATION (SITE BOUNDARIES AND CONTOURS) ARE PRELIMINARY, SUPPLIED BY:  
DAVIS GROUP  
700 N. HAYDEN ISLAND DRIVE, SUITE 180  
PORTLAND, OREGON 97217
4. SURVEY INFORMATION INCLUDED ABOVE ALSO LISTS REF. POINT #510 ON SITE BOUNDARY DRAWING. POINT #510, ASSIGNED THE FOLLOWING VALUES:  
U.T.M. "ZONE 10" VALUES - METERS  
NORTHING 5,112,790.7060  
EASTING 487,495.1187
5. STAGING AREA TO INCLUDE ONLY WITHIN AREA "A".  
BRADBURY SUBSTATION TO BE LOCATED IN STAGING AREA.

DESIGNED BY: SRG		DRAWN BY: JRG		CHECKED BY: SE		DATE: 2004-07-20		SCALE: AS SHOWN	
SUBMITTED BY: _____		PROJECT NUMBER: _____		TYPE: CD		DRAWING NO.: FES 2004 -		2/9 GIS-	
FISHMAN ENVIRONMENTAL SERVICES, LLC PORTLAND, OREGON					SUMMIT/WESTWARD ENERGY FACILITY				
DELINEATED WETLANDS									





**LEGEND:**

- STEAM TURBINE (UNIT 10)
- 84.3A TURBINE (UNIT 12)
- 84.3B TURBINE (UNIT 11)
- EXISTING WETLANDS TO REMAIN AFTER FILLING
- EXISTING WETLANDS AND DITCH PROPOSED TO BE FILLED
- PROPOSED IRRIGATION SITE
- WETLANDS AND DITCH AUTHORIZED TO BE FILLED
- Cooling tower/cooling basin
- Cooling tower/retention pond
- Stormwater detention pond
- Septic drip irrigation bed

**NOTES:**

- PROPOSED ENTRY ROAD LOCATION
- ALL DIMENSIONS AND LOCATIONS ARE TO BE FIELD VERIFIED BY CONTRACTORS.
- THE SITE IS LOCATED ON WETLANDS IN 5.1-1-05 BING COUNTY, OREGON. THE WETLANDS ARE CLASSIFIED AS BULKED SURFACED BY DAVID SWAN & ASSOC. ON 03-04-02. SURVEY INFORMATION (SITE BOUNDARIES AND CONTOURS) ARE AVAILABLE AT THE BING COUNTY CLERK'S OFFICE, 100 N. HAYDEN ISLAND DRIVE, SUITE 100, PORTLAND, OREGON 97117. A COPY OF THE SURVEY MAP IS AVAILABLE AT THE BING COUNTY CLERK'S OFFICE, 100 N. HAYDEN ISLAND DRIVE, SUITE 100, PORTLAND, OREGON 97117. A COPY OF THE SURVEY MAP IS ALSO AVAILABLE AT THE BING COUNTY CLERK'S OFFICE, 100 N. HAYDEN ISLAND DRIVE, SUITE 100, PORTLAND, OREGON 97117.
- PREVIOUS WETLANDS DELETIONS INCLUDED FILLING WETLAND 11, WETLAND 12, WETLAND 13, WETLAND 14, WETLAND 15, WETLAND 16, WETLAND 17, WETLAND 18, WETLAND 19, WETLAND 20, WETLAND 21, WETLAND 22, WETLAND 23, WETLAND 24, WETLAND 25, WETLAND 26, WETLAND 27, WETLAND 28, WETLAND 29, WETLAND 30, WETLAND 31, WETLAND 32, WETLAND 33, WETLAND 34, WETLAND 35, WETLAND 36, WETLAND 37, WETLAND 38, WETLAND 39, WETLAND 40, WETLAND 41, WETLAND 42, WETLAND 43, WETLAND 44, WETLAND 45, WETLAND 46, WETLAND 47, WETLAND 48, WETLAND 49, WETLAND 50, WETLAND 51, WETLAND 52, WETLAND 53, WETLAND 54, WETLAND 55, WETLAND 56, WETLAND 57, WETLAND 58, WETLAND 59, WETLAND 60, WETLAND 61, WETLAND 62, WETLAND 63, WETLAND 64, WETLAND 65, WETLAND 66, WETLAND 67, WETLAND 68, WETLAND 69, WETLAND 70, WETLAND 71, WETLAND 72, WETLAND 73, WETLAND 74, WETLAND 75, WETLAND 76, WETLAND 77, WETLAND 78, WETLAND 79, WETLAND 80, WETLAND 81, WETLAND 82, WETLAND 83, WETLAND 84, WETLAND 85, WETLAND 86, WETLAND 87, WETLAND 88, WETLAND 89, WETLAND 90, WETLAND 91, WETLAND 92, WETLAND 93, WETLAND 94, WETLAND 95, WETLAND 96, WETLAND 97, WETLAND 98, WETLAND 99, WETLAND 100.
- STAGING AREA TO INCLUDE ONLY WITHIN AREA "A". BRADBURY STAGING AREA TO BE LOCATED IN STAGING AND BRADBURY STAGING AREAS. WETLANDS AND DITCHES TO BE FILLED AND CONVERTED TO UPLAND HABITAT. ALSO ACRES OF THE RESIDUAL DITCH TO BE FILLED AND CONVERTED TO UPLAND HABITAT AND 0.12 ACRES TO BE FILLED AND CONVERTED TO WETLANDS.
- ACRES REFERRED IN NOTE 4.
- SUM OF WETLANDS AND DITCH TO BE FILLED IS 2.39 ACRES.
- WETLANDS AND DITCHES TO BE FILLED IN THE ATTACHED SITE PLAN ARE 0.13 ACRES.
- SEE NOTES 8 AND 9.
- WETLANDS AND DITCHES TO BE FILLED, PORTION WITHIN ATTACHED SITE TO BE INCORPORATED INTO ATTACHED SITE PLAN. WETLANDS AND DITCHES TO BE FILLED AND CONVERTED TO UPLAND HABITAT. ALSO ACRES OF THE RESIDUAL DITCH TO BE FILLED AND CONVERTED TO UPLAND HABITAT AND 0.12 ACRES TO BE FILLED AND CONVERTED TO WETLANDS.

**PROJECT:** Summit/Westward Energy Facility  
**APPLICANT:** Eric Gjelds, Director  
Summit Power NW, LLC  
**DATE:** July 2004  
**SHEET:** 3A of 9; Proposed site development plan

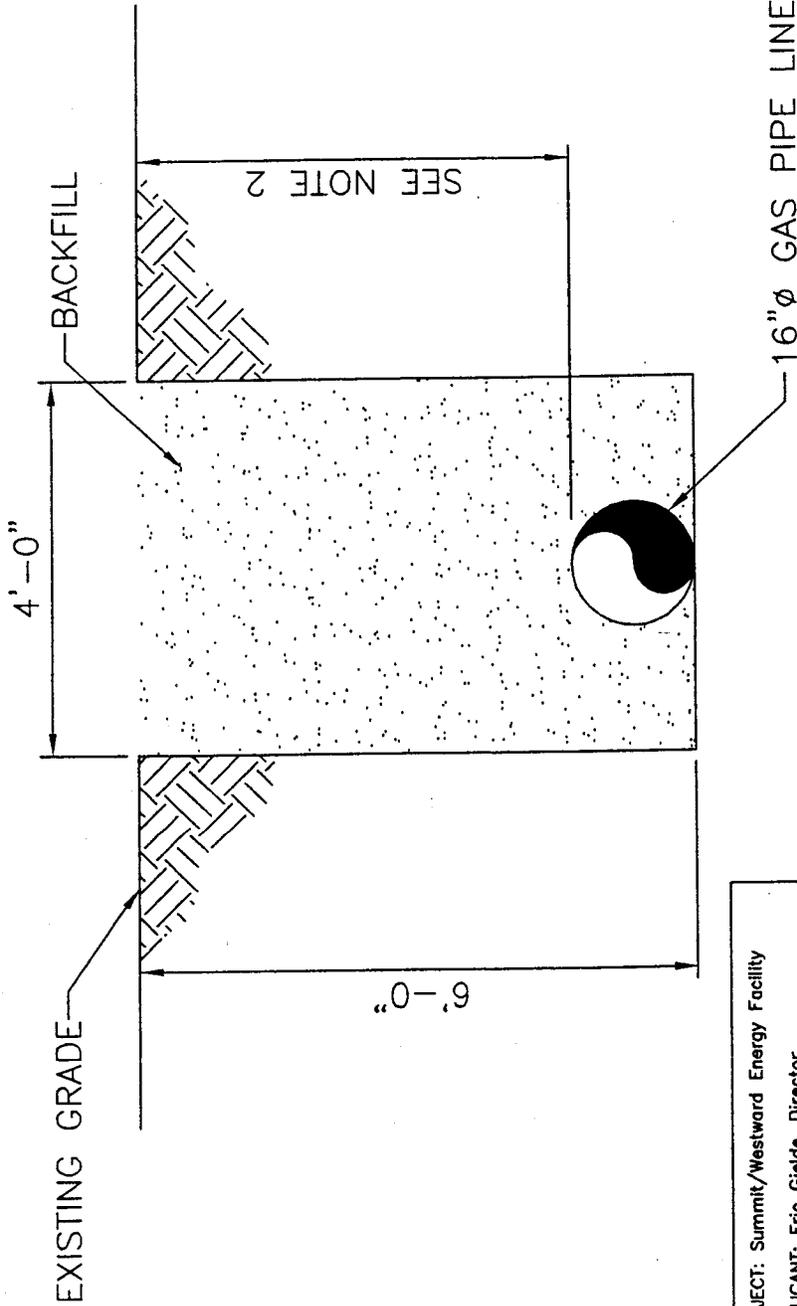
DESIGNED BY: SRG		SUMMIT/WESTWARD	
DRAWN BY: RG		ENERGY FACILITY	
CHECKED BY: ES			
DATE: 2004-07-20			
SCALE: AS SHOWN			
SUBMITTED BY: AS BROWN			
PROJECT NUMBER: 0000			
TYPE: CD		DRAWING NO. 3A/2 GIS-	
DATE: FES 2004			





**NOTES:**

1. ALL TRENCH DIMENSIONS ARE ESTIMATES. ACTUAL DIMENSIONS WILL BE VERIFIED BY FINAL DESIGN.
2. A MINIMUM OF 48" OF COVER FOR PIPE IS ANTICIPATED.
3. TRENCH WILL BE BACKFILLED WITH NATIVE MATERIAL.
4. PRECONSTRUCTION CONTOURS WILL BE RESTORED UPON COMPLETION OF CONSTRUCTION.



PROJECT: Summit/Westward Energy Facility  
 APPLICANT: Eric Gjelde, Director  
 Summit Power NW, LLC  
 DATE: July 2004  
 SHEET: 8 of 9; Gas alignment cross-section

DESIGNED BY: BRG		DRAWN BY: JRG		CHECKED BY: SR		DATE: 2004.07.20		SCALE: AS SHOWN		SUBMITTED BY: PROJECT MANAGER		TYPE: CD		DRAWING NO.: 8/9		GIS -	
FISHMAN ENVIRONMENTAL SERVICES, LLC PORTLAND, OREGON				SUMMIT/WESTWARD ENERGY FACILITY				GAS ALIGNMENT CROSS-SECTION									
NO.	DATE	BY	REVISIONS	CRD	APPD												

**PUBLIC NOTICE**  
**Oregon Department of Environmental Quality**  
**Water Quality 401 Certification**

Corps of Engineers Action ID Number: 200200169  
Oregon Division of State Lands Number: 25182-FP

Notice Issued: August 19, 2004  
Written Comments Due: September 20, 2004

**WHO IS THE APPLICANT:** Westward Energy, LLC

**LOCATION OF CERTIFICATION ACTIVITY:** See attached U.S. Army Corps of Engineers public notice

**WHAT IS PROPOSED:** See attached U.S. Army Corps of Engineers public notice on the proposed project

**NEED FOR CERTIFICATION:** Section 401 of the Federal Clean Water Act requires applicants for Federal permits or licenses to provide the Federal agency a water quality certification from the State of Oregon if the proposed activity may result in a discharge to surface waters.

**DESCRIPTION OF DISCHARGES:** See attached U.S. Army Corps of Engineers public notice on the proposed project

**WHERE TO FIND DOCUMENTS:** Documents and related material are available for examination and copying at Oregon Department of Environmental Quality, Water Quality Division, 811 S.W. 6th Avenue, Portland, Oregon 97204

While not required, scheduling an appointment will ensure documents are readily accessible during your visit. To schedule an appointment please call Alice Kavajecz at (503) 229-6962.

Any questions on the proposed certification may be addressed to the 401 Program Coordinator at (503) 229-5845.

**PUBLIC PARTICIPATION:**

**Public Hearing:** Oregon Administrative Rule (OAR) 340-48-0020 (6) states that "The Director shall provide an opportunity for the applicant, any affected state, or any interested agency, person, or group of persons to request or petition for a public hearing with respect to certification applications. If the Director determines that new information may be produced thereby, a public hearing will be held prior to the Director's final determination. Instances of doubt shall be resolved in favor of holding the hearing. There shall be public notice of such a hearing."

**Written comments:**

Written comments on the proposed certification must be received at the Oregon Department of Environmental Quality by 5 p.m. on (full date). Written comments should be mailed to Oregon Department of Environmental Quality, Attn: 401 Program Coordinator, 811 S.W. 6th Avenue, Portland, Oregon 97204. ***People wishing to send written comments via e-mail should be aware that if there is a delay between servers or if a server is not functioning properly, e-mails may not be received prior to the close of the public comment period.*** People wishing to send comments via e-mail should send them in Microsoft Word (through version 7.0), WordPerfect (through version 6.x) or plain text format to [401publiccomments@deq.state.or.us](mailto:401publiccomments@deq.state.or.us). Otherwise, due to conversion difficulties, DEQ recommends that comments be sent in hard copy.

**WHAT HAPPENS NEXT:** DEQ will review and consider all comments received during the public comment period. Following this review, the permit may be issued as proposed, modified, or denied. You will be notified of DEQ's final decision if you present either oral or written comments during the comment period. Otherwise, if you wish to receive notification, please call or write DEQ at the above address.

**ACCESSIBILITY INFORMATION:** This publication is available in alternate format (e.g. large print, Braille) upon request. Please contact DEQ Office of Communications and Outreach at (503) 229-5317 or toll free within Oregon at 1-800-452-4011 to request an alternate format. People with a hearing impairment can receive help by calling DEQ's TTY at (503) 229-6993.