

**NOTICE OF REVISED MITIGATED DETERMINATION OF NONSIGNIFICANCE  
AND WITHDRAWAL OF NOTICE OF DETERMINATION  
SIMPSON LUMBER SHELTON BIOMASS COGENERATION PLANT**

The Notice of Determination published by the City of Shelton on March 24, 2011, is hereby withdrawn.

Pursuant to RCW 43.21C.075, notice is hereby given that the City of Shelton has issued a Revised Mitigated Determination of Nonsignificance (MDNS) under the State Environmental Policy Act Rules (Chapter 197-11-WAC) for the following project utilizing the optional determination of non-significance process contained in WAC 197-11-355:

The MDNS, released on March 24, 2011, has been revised to clarify applicable appeal procedures and to amend mitigation measure number four.

The final paragraph on page 17, "Appeals," has been revised to state, "There are no provisions for an administrative appeal of this threshold determination and MDNS to the City of Shelton. An appeal of this threshold determination must be made in conjunction with a specific governmental action. As a permit decision has not yet been made, the date, place, and related information regarding an appeal of any government action cannot be provided at this time and will be stated as part of any future permit decision(s). Judicial appeals are subject to the Revised Code of Washington Section 43.21C.075."

Mitigation measure number 4 (page 16) shall be revised to state, "Prior to holding any public hearing or issuance of any permits by the City, including the shoreline substantial development and conditional use permits, special use permit, and building permits, the applicant shall be awarded all applicable air quality permits and approvals from all agencies including, but not limited to, the Olympic Region Clean Air Agency (ORCAA) and the Washington State Department of Ecology (DOE), as applicable. Full compliance with applicable air quality permit determinations is mandatory."

**SEPA REVIEW NUMBER: 04-10**

**PROJECT LOCATION and DESCRIPTION:** Simpson Lumber Company has applied for land use permits to construct a new woody biomass cogeneration facility capable of producing up to 31 megawatts of gross electrical output (for sale to the grid) while simultaneously producing process steam for existing milling operations on the Oakland Bay waterfront. The project includes addition of a new fuel house, two-cell evaporative cooling tower, a wood fired boiler with associated stack (the wood fired boiler building would be approximately 105 feet in height while the associated stack would be not greater than 140 feet in height), a new 31 megawatt steam turbine generator, and a new truck "dump" facility.

The facility is proposed to be located on the Shelton Oakland Bay Waterfront directly west of the existing Simpson owned wood fired boiler, north of Goldsborough Creek,

east of the existing railroad "roundhouse" structure, and south of the existing Olympic Panel Products facility.

Address: 421 Front Street, Shelton, WA 98584, Assessors Parcel Number 32019-41-00700 and 32019-14-60400.

Copies of the Revised MDNS are available at no charge from the City of Shelton Community Development Department, 525 Cota Street, Shelton, WA 98584, Telephone: (360) 426-9731.

There is no comment period required for this determination as this final determination responds to comments received during the comment period for the initial determination which began on September 30, 2010 until October 7, 2010.

The proposal is subject to the granting of a Shoreline Substantial Development Permit and Conditional Use Permit as well as a Special Use Permit. A public hearing for the proposal is required and separate notice will be provided when a public hearing date and time has been set.

Questions regarding this notice should be directed to:

Jason Dose  
City of Shelton Department of Community and Economic Development  
525 West Cota Street  
Shelton, WA 98584

Phone: 360-432-5102

E-mail: [jasond@ci.shelton.wa.us](mailto:jasond@ci.shelton.wa.us)

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Publish **two consecutive weeks** – Legal Notice, Shelton Journal – April 7, 2011 and April 14, 2011.