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BEFORE THE COWLITZ COUNTY HEARING EXAMINER

IN RE THE MATTER OF KALAMA
METHANOL MANUFACTURING AND
EXPORT FACILITY

COWLITZ COUNTY SHORELINE
SUBSTANTIAL DEVELOPMENT
AND SHORELINE CONDITIONAL
USE PERMITS

APPLICANTS:
Port of Kalama and
Northwest Innovation Works – Kalama, LLC

FILE NO. SL 16-0975

APPLICANT PORT OF KALAMA’S
POST-HEARING EXHIBITS

Pursuant to the post-hearing procedures established by the Hearing Examiner at the conclusion of the Public Hearing on January 25, 2017, the Applicant Port of Kalama (the “Port”) submits the following additional Exhibits.

Exhibit	Document
K-68	January 26, 2017 Email from Heidi Souvenir, Executive Assistant, Port of Kalama, regarding Motion by Port of Kalama Board of Commissioners
K-69	January 30, 2017 Technical Memorandum by Dan Gunderson, Berger ABAM, regarding Kalama Manufacturing and Marine Export Facility – Supplemental Shoreline and Habitat Preservation
K-70	Decision Document for the KMMEF, Washington Department of Fish and Wildlife

During his rebuttal testimony on Wednesday, January 25, 2017, Port Executive Director Mark Wilson presented Exhibit K-67 and described a proposed condition to preserve an area approximately 90 to 95 acres in size. Mr. Wilson noted that he was waiting for approval from the Port of Kalama Board of Commissioners (“Commissioners”), which was meeting that evening, to authorize this commitment. The Commissioners did meet that evening and approved the motion noted in the attached Exhibit K-68.

PORT OF KALAMA’S POST-HEARING EXHIBITS - 1

**VanNess
Feldman** LLP

719 Second Avenue Suite 1150
Seattle, WA 98104
(206) 623-9372

1 In light of the commitment by the Port to preserve the area identified in Exhibit K-
2 67, BergerABAM has prepared a brief assessment of the ecological benefits of this
3 additional mitigation measure. That assessment is attached as Exhibit K-69.

4 In order to further respond to the Hearing Examiner's questions to Mr. Dan
5 Gunderson, regarding the Washington Department of Fish and Wildlife ("WDFW") and
6 its position on the revised mitigation plan, we are submitting Exhibit K-70, a copy of
7 WDFW's Decision Document resulting in its issuance of the Hydraulic Project Approval
8 for the Project.

9 Dated this 31 day of January, 2017.

10 VAN NESS FELDMAN LLP

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Jay P. Derr (WSBA #12620)

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Brent Carson (WSBA #16240)

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Steve A. Scheele (WSBA #50058)

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Attorneys for the Applicant Port of Kalama

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1 **CERTIFICATE OF SERVICE**

2 I, Amanda Kleiss, declare as follows:

3 That I am over the age of 18 years, not a party to this action, and competent to be a
4 witness herein:

5 That I, as a paralegal in the office of Van Ness Feldman, caused true and correct
6 copies of the following documents to be delivered as set forth:

- 7 1. Port of Kalama’s Post-Hearing Exhibits;
- 8 2. Exhibits K-68 thru K-70;
- 9 3. Certificate of Service

10 and that on January 31, 2017, I addressed said documents and deposited them for delivery
11 as follows:

12 **Cowlitz County Hearing Examiner**

13 Honorable Mark C. Scheibmeir
14 Cowlitz County Hearing Examiner
15 Hillier, Scheibmeir, Vey & Kelly, P.S.
16 ATTN.: Kristin L. Friend
17 299 N.W. Center Street
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19 Chehalis, WA 98532

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16 I hereby certify that I have this day served the foregoing document upon all parties
17 of record in this proceeding, by authorized method of service pursuant to WAC 463-30-
18 120(3) and (4).

19 EXECUTED at Seattle, Washington on this 31st day of January, 2017.

20 

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22 Amanda Kleiss, Declarant