

Exhibit CC

Applicable Statutes, Rules, and Local Government Ordinances

**Yellow Rosebush Energy Center
August 2024**

**Prepared for
Yellow Rosebush Energy Center, LLC**

Prepared by



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Acronyms and Abbreviations

Applicant	Yellow Rosebush Energy Center, LLC
EFSC	Oregon Energy Facility Siting Council
Facility	Yellow Rosebush Energy Center
OAR	Oregon Administrative Rules
ORS	Oregon Revised Statutes

1.0 Introduction

Yellow Rosebush Energy Center, LLC (Applicant) seeks to develop the Yellow Rosebush Energy Center (Facility), a solar energy generation facility, battery energy storage system, and related or supporting facilities in Wasco and Sherman counties, Oregon. Per Oregon Administrative Rules (OAR) 345-021-0010(cc), Exhibit CC identifies state statutes and administrative rules and local government ordinances containing approval criteria that the Facility must meet for the Oregon Energy Facility Siting Council (EFSC) to issue a site certificate, other than those statutes, rules, or ordinances identified in Exhibit E.

2.0 Additional Statutes and Administrative Rules – OAR 345-021-0010(cc)

OAR 345-021-0010(cc) Identification, by legal citation, of all state statutes and administrative rules and local government ordinances containing standards or criteria that the proposed facility must meet for the Council to issue a site certificate, other than statutes, rules and ordinances identified in Exhibit E, and identification of the agencies administering those statutes, administrative rules and ordinances. The applicant must identify all statutes, administrative rules and ordinances that the applicant knows to be applicable to the proposed facility, whether or not identified in the project order. To the extent not addressed by other materials in the application, the applicant must include a discussion of how the proposed facility meets the requirements of the applicable statutes, administrative rules and ordinances.

Table CC-1 identifies by legal citation and relevant administering agency the state statutes and administrative rules and local government ordinances referenced in other exhibits, with the exception of those presented in Exhibit E. The identified statutes, rules, and ordinances contain standards or criteria that the proposed Facility must meet for EFSC to issue a site certificate.

Table CC-1. Statutes, Rules, and Local Ordinances Referenced in Other Exhibits

Administering Agency	Agency Address	Program Description Legal Citation	Relevant Exhibit
Oregon Department of Agriculture	Oregon Department of Agriculture 635 Capitol Street NE Salem, OR 97301 (503) 983-4065	Plant Conservation Biology Program—Oregon Revised Statutes (ORS) 564; OAR Chapter 603, Division 73	Exhibit Q

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Administering Agency	Agency Address	Program Description Legal Citation	Relevant Exhibit
Oregon Department of Aviation	Oregon Department of Aviation 3040 25th Street SE Salem, OR 97302 (503) 378-4880	ORS 836.530 and 836.535; OAR Chapter 738, Division 70	Exhibit E
Oregon Department of Environmental Quality	Oregon Department of Environmental Quality 475 NE Bellevue Drive, Suite 110 Bend, OR 97701 (541) 388-6146	Hazardous Materials Management ORS Chapters 465 and 466 (Hazardous Waste and Hazardous Materials I and II); and OAR Chapter 340, Divisions 100 through 122 (Hazardous Waste Management)	Exhibit G
	Oregon Department of Environmental Quality 811 SW Sixth Avenue Portland, OR 97204-1390 (541) 298-7255 ext. 221 (Eastern Region)	Solid Waste Management ORS Chapter 459 (Solid Waste Management) and OAR Chapter 340, Division 93 (Solid Waste General Provisions)	Exhibit W
	Oregon Department of Environmental Quality 811 SW Sixth Avenue Portland, OR 97204-1390 (503) 229-5696	Noise Regulations ORS 467 (Noise Control) and OAR Chapter 340, Division 35 (Noise Control Regulations)	Exhibit Y
Oregon Department of Fish and Wildlife – Habitat Conservation Division	Oregon Department of Fish and Wildlife 2042 SE Paulina Highway Prineville, OR 97754 (541) 447-5111	ORS 496-497; ORS 506, Divisions 109 and 119; OAR Chapter 635, Divisions 100 (Wildlife Management Plan) and 415 (Fish and Wildlife Habitat Mitigation Policy)	Exhibits J, P, and Q
Oregon Department of Geology and Mineral Industries	Oregon Department of Geology and Mineral Industries 800 NE Oregon Street, Suite 965 Portland, OR 97232 (971) 673-1555	Department of Geology and Mineral Industries Administrative Rules- OAR Chapter 632, Division 1	Exhibits H, I

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Administering Agency	Agency Address	Program Description Legal Citation	Relevant Exhibit
Oregon Department of Land Conservation and Development	Oregon Department of Land Conservation and Development 635 Capital Street NE, Suite 150 Salem, OR 97301	Statewide Planning Goals ORS Chapter 195 (Local Government Planning Coordination); ORS Chapter 197 (Comprehensive Land Use Planning Coordination); ORS Chapter 215 (County Planning, Zoning, Housing Codes); ORS Chapter 469 (Energy, Conservation Program, Energy Facilities); OAR Chapter 660 (Department of Land Conservation and Development Administrative Rules)	Exhibit K
Oregon Office of State Fire Marshal	Office of State Fire Marshal 3565 Trelstad Avenue SE Salem, OR 97317 (503) 378-3473	2014 Oregon Fire Code; OAR Chapter 837, Division 40 (Fire and Life Safety Regulations) and Division 85 (Community Right-To-Know Survey and Compliance Programs)	Exhibits B, K, U and V
Oregon Parks and Recreation Department, State Historic Preservation Office – Archaeological	Oregon Heritage/State Historic Preservation Office 725 Summer St NE, Suite C Salem, OR 97301 (503) 378-0690	ORS 97.740-97.760 (Indian Graves and Protected Objects); ORS 358.920-358.955 (Archaeological Objects and Sites); ORS 390.010 (Outdoor Recreation); ORS 390.235 (Archaeological Sites and Historical Material); and OAR 736-051-0090 (Archaeological Permits)	Exhibit S
Oregon Water Resources Department – Water Rights Division	Oregon Water Resources Department 725 Summer Street NE, Suite A Salem, OR 97301 (503) 986-0900	ORS Chapter 537 (Appropriation of Water Generally); ORS Chapter 540 (Distribution and Storage of Water); OAR Chapter 690 (Water Resources Department)	Exhibit O

3.0 Submittal Requirements and Approval Standards

3.1 Submittal Requirements

Table CC-1. Submittal Requirements Matrix

Requirement	Location
OAR 345-021-0010(1)(cc) Exhibit CC. Identification, by legal citation, of all state statutes and administrative rules and local government ordinances containing standards or criteria that the proposed facility must meet for the Council to issue a site certificate, other than statutes, rules and ordinances identified in Exhibit E, and identification of the agencies administering those statutes, administrative rules and ordinances. The applicant must identify all statutes, administrative rules and ordinances that the applicant knows to be applicable to the proposed facility, whether or not identified in the project order. To the extent not addressed by other materials in the application, the applicant must include a discussion of how the proposed facility meets the requirements of the applicable statutes, administrative rules and ordinances.	Section 2.0

3.2 Approval Standards

OAR 345 Division 22 does not provide an approval standard specific to Exhibit CC.