From: Osborn, Jeff
To: Breean Zimmerman

Cc: Mark Peterschmidt; Smith, Michelle; Sokolowski, Rosana

Subject: Notification of Temporary Change in Pumped Flow to Chelan River Habitat Channel for Fall 2017

Date: Wednesday, September 27, 2017 3:10:23 PM Attachments: 091817 PUD Ltr re Temp Fall 2017 Flows.pdf

Dear Breean: Please find the attached letter to the Federal Energy Regulatory Commission (FERC) regarding notification of temporary pumped flow change to the Chelan River Habitat Channel for fall 2017. This is the same letter that was sent to the Chelan River Fishery Forum on September 25, 2017. As explained in the letter and in a previous voice message that I left you, FERC staff recommended this temporary notification until the amendment process for pump spawning flow levels can be completed. I would like to discuss with you, also, another topic included in the latest message, regarding a proposed pump station operation ramping rate amendment, which we are now not going to be filing. It will be much easier for me to explain the rationale for our decision to not file an amendment over the phone rather that draft a lengthy email here. As you know, I can talk faster than I can type! In any event, we would like to get the Ecology 401 water quality certification amendment letter for pumped spawning flow back on the front burner because there is now no need to wait for the ramping rate amendment.

Please give me a ring at your earliest convenience and I will attempt to explain our rationale clearly. I will try to ring you as well. Please let me know if there is anything that I can do to assist Ecology with preparing the pumped spawning flow 401 amendment letter.

Thank you very much.

Jeff

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## PUBLIC UTILITY DISTRICT NO. 1 of CHELAN COUNTY

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September 18, 2017

## **VIA ELECTRONIC MAILING**

Ms. Kimberly D. Bose, Secretary FEDERAL ENERGY REGULATORY COMMISSION 888 First Street, NE Washington, DC 20426

Re: Lake Chelan Hydroelectric Project No. 637

License Article 405, Article 408, Appendix D Water Quality Certification Condition III, A, and Settlement Agreement Article 7(b)(1) – Notification of Temporary Change in Pumped Flow to Habitat Channel for Fall 2017

Dear Secretary Bose:

Public Utility District No. 1 of Chelan County (Chelan PUD) hereby notifies the Federal Energy Regulatory Commission (Commission) of its intent to continue a temporary reduction in pumped flow to the Chelan River Habitat Channel by providing a minimum flow of 260 cfs rather than a minimum 320 cfs during the fall (October 15 through November 30, 2017) Chinook salmon spawning period. A previous notification letter regarding a temporary change in pumped flow was filed with the Commission on October 13, 2016.

On March 13, 2017, Chelan PUD filed with the Commission a request to amend the *Operations Compliance Monitoring Plan*, Section 2.1, Table 1<sup>1</sup>; the *Threatened and Endangered Species Protection Plan*, Section 2.1, Table 1<sup>2</sup>; and license Appendix A, Settlement Agreement License Article 7(b)(1) to change the minimum pumped flow. As stated in that filing, Chelan PUD and the Chelan River Fishery Forum (CRFF)<sup>3</sup> have found that a reduced flow improves spawning habitat for Chinook salmon and steelhead. Simultaneously, Chelan PUD filed an application with

<sup>&</sup>lt;sup>1</sup> Public Utility District No. 1 of Chelan County, 121 FERC ¶ 62,152 (2007) (Order Modifying and Approving Operations Compliance and Monitoring Plan, Article 405).

<sup>&</sup>lt;sup>2</sup> Public Utility District No. 1 of Chelan County, 121 FERC ¶ 62,143 (2007) (Order Approving Threatened and Endangered Species Plan Under Article 408).

<sup>&</sup>lt;sup>3</sup> The CRFF is comprised of the federal and state fishery agencies, Tribes, and local governments that are signatories to the Lake Chelan Comprehensive Settlement Agreement (SA) and assist Chelan PUD with implementing terms and conditions of the Lake Chelan Hydroelectric Project license associated with the Chelan River. The CRFF consists of the following entities: Washington Department of Fish and Wildlife, USDA Forest Service, National Park Service, NOAA Fisheries, U.S. Fish and Wildlife Service, Colville Confederated Tribes, Yakama Nation, Washington Department of Ecology, Chelan PUD, and city of Chelan.

the Washington State Department of Ecology (Ecology) to make the same change to the 401 Water Quality Certification for the Project ("Certification"), which filing is pending before Ecology. Chelan PUD will file the amended Certification with the Commission once received from Ecology.

Because Chelan PUD's application to amend minimum flows may still be pending during this fall's spawning period, Chelan PUD is following the recommendation from T.J. Lovullo, Aquatic Resources Branch Chief, in Washington D.C., to provide the Commission notification of a temporary change in pumped flow operations for fall 2017.

Please contact me (509) 661-4176 regarding any questions or comments.

Sincerely,

Jeffer S. Osfor

Jeffrey G. Osborn

License Compliance Supervisor jeff.osborn@chelanpud.org

cc: Erich Gaedeke, FERC Portland Regional Office

Breean Zimmerman, Washington Department of Ecology

Chelan River Fishery Forum