

RESOLUTION No. 2005-02

A Resolution of the Board of Commissioners of the Port of Chelan County conditionally supporting the University of Washington's submission of a conceptual proposal for the DUSEL-Cascades project to the National Science Foundation.

WHEREAS, the University of Washington ("UW") has prepared a conceptual proposal to be submitted to the National Science Foundation for funding to develop and operate a Deep Underground Science Engineering Laboratory ("DUSEL") facility in Chelan County; and

WHEREAS, the Port, at the request of representatives for Chelan County and the City of Leavenworth and with the support of the State of Washington Department of Community, Trade and Economic Development, convened a public process to increase community awareness of the project and its benefits and consequences and to represent a wide variety of perspectives, views and opinions held by residents of Chelan County; and

WHEREAS, this process resulted in the creation of a DUSEL Citizens Advisory Committee, comprised of representatives of various interests, with a majority of those citizens residing in the Leavenworth area. To assist the committee the Port retained Mr. James Reid, a professional facilitator; and

WHEREAS, this committee held numerous public meetings in Leavenworth and Cashmere to discuss and deliberate the DUSEL project and its impacts; and

WHEREAS, this committee produced a summary report of its concerns and perspectives that was formally presented to the Port of Chelan County at a special public meeting on December 6, 2004; and

WHEREAS, the Port of Chelan County has received comments from the public via mail, email, telephone, and in public meetings; and

WHEREAS, a majority of these comments express a common concern that there are many serious questions and concerns that remain about the project; and

WHEREAS, given the potential educational, scientific, and economic benefits of the proposal, the public interest can be best served by a thorough, comprehensive and objective analysis of these community questions and concerns; and

WHEREAS, the underground laboratory facilities of the proposed DUSEL project would be constructed on lands under the stewardship of the National Forest Service requiring that the Forest Service grant a special use permit; and

WHEREAS, the National Forest Service must comply with the National Environmental Policy Act ("NEPA") and the Wilderness Act; and

WHEREAS, the NEPA process will require extensive community involvement, and

WHEREAS, the requirements of the NEPA and the special use permit process administered by the National Forest Service provide a structured and well established process to fairly and objectively address potential environmental impacts of projects such as DUSEL and legal safeguards allow for NEPA determinations and special use permits to be challenged; and

WHEREAS, the University of Washington has expressed its commitment to seek all permits and approvals, including the Forest Service Special Use Permit, in an open and transparent manner

NOW, THEREFORE, BE IT RESOLVED THAT:

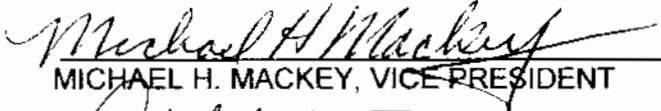
1. The Port of Chelan County has received and reviewed the report of the DUSEL Citizens Advisory Committee dated December 6, 2004, and commends the Committee members and the facilitator Mr. James Reid for their effort and the outstanding quality of their work.
2. The Port of Chelan County supports the University of Washington in its efforts to submit a conceptual proposal to secure funding from the National Science Foundation for the construction of a DUSEL facility at Mt. Cashmere in Chelan County, subject to the recommendations outlined in Exhibit "A", attached to and by this reference made a part hereof.
3. The Port of Chelan County will work with the University of Washington, along with two former members of the DUSEL Citizens Advisory Committee, to objectively identify projected economic costs and benefits associated with DUSEL construction and long term operations, and will make the study results available to the public.

DATED at Wenatchee, Washington this 16th day of February, 2005.

**PORT OF CHELAN COUNTY
Board of Commissioners**

Approved Via Live Telephone Conference During Meeting

JAMES H. KNAPP, PRESIDENT


MICHAEL H. MACKEY, VICE PRESIDENT

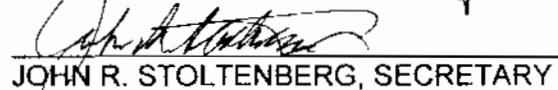

JOHN R. STOLTENBERG, SECRETARY

Exhibit "A"

Port of Chelan County DUSEL Recommendations

- A. The work of the Citizens Advisory Committee ("CAC") clearly indicates that significant segments of the community have concerns and questions that have yet to be addressed or answered to their satisfaction. It is important that the UW address and answer these concerns.
- B. Specifically, the Port's support of the University of Washington's submission of the conceptual DUSEL proposal at Mount Cashmere to the National Science Foundation is subject to the following concerns and recommendations:
 - I. The community has expressed concerns that a potential exists to cause harm to the quality and quantity of the water supply for both the Leavenworth community and to the area's irrigators. The best available science must determine whether, or to what degree, these threats exist as a result of the development of the DUSEL facilities. In particular, the geological competency of the rock to accommodate the necessary drilling while not harming the hydrology of the area must be assured.
 - II. The impact of hauling of rock material from the tunneling phase of construction will fall disproportionately on a number of residents of Chelan County. The UW should make full use of its highly regarded school of engineering to exhaust every opportunity to find a less disruptive means of removing the rock material during the construction period.
 - III. Decision making for the project construction and operation must be done in as open and transparent a manner as possible, with some reasonable and effective degree of independent monitoring and reporting of permitting and operational activities and the status of compliance with these activities.
 - IV. All safety precautions and protocols proposed for the operation of the DUSEL facilities should be reviewed and approved by an independent, professional and qualified third party entity, with actuarial risks calculated and made known to the public.
 - V. A thorough assessment of the economic impact of DUSEL be conducted and completed prior to the formal approval of construction. This assessment must include local community input and oversight, and must consider impacts on the local economy as it now exists, economic projections for the next ten years without DUSEL, and with DUSEL in place and operating at planned levels.
 - VI. The proposed visitor's center is critically important to the community, and it should be developed to serve educational needs as well as to complement and enhance the economic impact of the local recreation industry. There is a significant block of opinion that the community should not support DUSEL if the visitor's center is not an integral part of the project.
 - VII. Along with perceived threats to environmental quality, the potential to negatively alter the community's "sense of place" was the most significant concern. While the

Icicle Valley is considered pristine by some, it has been altered by human activities for over 100 years. It has been impacted by logging, railroads, and the construction of roads and numerous private residences. As such its sense of place has changed over time, and with or without the DUSEL project will continue to change. It is incumbent on the UW to recognize the importance that current residents place on the contemporary sense of place, and to design and develop the DUSEL facilities in such a manner as to minimize, if not eliminate, those aspects of the project that would degrade the sense of place.

- VIII. The UW must assure itself, and the community, that the development and operation of the DUSEL facilities can be accomplished in such a manner as to be consistent with the spirit of the Wilderness Act.

- IX. The CAC was very concerned about the financial sustainability of DUSEL. The UW should proceed with DUSEL only if it can be shown that there is a high degree of likelihood for continuing funding for the operations, management, and maintenance of all DUSEL facilities, and , as well as funding for activities that might be needed for the eventual closure of the deep underground science and engineering laboratory.