

**From:** [Council](#)  
**To:** [Matt Aamot](#); [Becky Boxx](#); [Mark Personius](#); [Ashley Ubil](#)  
**Subject:** FW: AB2020-217 - Phillips 66 Letter - 5-20-20  
**Date:** Wednesday, May 27, 2020 3:10:14 PM  
**Attachments:** [Whatcom County Letter 5-20-2020.pdf](#)  
[image001.png](#)  
[image003.png](#)

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**From:** Johnson, Tim <tim.d.johnson@p66.com>  
**Sent:** Thursday, May 21, 2020 7:40 AM  
**To:** Council <Council@co.whatcom.wa.us>  
**Cc:** Satpal Sidhu <SSidhu@co.whatcom.wa.us>; Rhinehart, Jolie: <Jolie.A.Rhinehart@p66.com>  
**Subject:** AB2020-217 - Phillips 66 Letter - 5-20-20

Dear Whatcom County Council:

Please find attached a copy of the May 20, 2020 letter from Phillips 66 Ferndale Refinery to the Council regarding AB2020-217, the currently proposed Ordinance extending the County's moratorium on new or expanded fossil fuel shipment facilities in the Cherry Point UGA. Please contact me if questions on these comments.

Thank you.

  
**Tim Johnson**  
**Director, Public & Government Affairs**

O: 360.384.8368 | M: 360.420.0252  
Ferndale Refinery | 3901 Unick Road | Ferndale, WA 98248  
[Phillips66.com](http://Phillips66.com)





# Jolie A. Rhinehart

General Manager

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May 20, 2020

Whatcom County Council  
311 Grand Avenue, Suite #105  
Bellingham, WA 98225-4038  
**Via Email:** [council@co.whatcom.wa.us](mailto:council@co.whatcom.wa.us)

**RE: Proposed Ordinance AB2020-217**

Honorable Council Members:

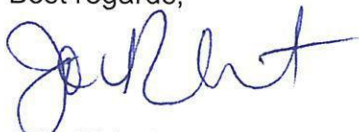
Phillips 66 Company ("Phillips 66") provides the following brief comments on AB2020-217, the currently proposed Ordinance extending the County's moratorium on new or expanded fossil fuel shipment facilities in the Cherry Point UGA. Phillips 66 urges the Council not to adopt a ninth extension to the moratorium.

As stated in previous Phillips 66 comments to the County's previously proposed and adopted extensions, this ordinance violates both state and federal law and is inconsistent with the County's comprehensive plan policies.

Further, RCW 36.70A.390 only authorizes temporary measures. While "one or more" six-month renewals are allowed under RCW 36.70A.390, it appears that the Council, with numerous extensions, is using this option to make what are supposed to be temporary measures permanent.

Phillips 66 has been working and will continue to work with the County Planning Commission and Planning & Development Services Department to provide input on our significant concerns associated with the County's proposed code amendments.

Best regards,



Jolie Rhinehart



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