

DOCKETED	
Docket Number:	24-OPT-04
Project Title:	Potentia-Viridi Battery Energy Storage System
TN #:	264973
Document Title:	Email Request for Information Regarding Biological Resources
Description:	N/A
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Subject: PoVI, Request for Information, follow up to REV-1 Data Requests/Responses, Biological Resources
Date: Tuesday, July 22, 2025 4:51:00 PM
Attachments: [image001.png](#)

For Potentia-Viridi, 24-OPT-04, the CEC is requesting information for Biological Resources. Staff has noted these items are for additional clarification; therefore, the CEC is sending this email (rather than another round of data requests), which will be filed to the docket, as will responses.

Please reference the REV-1 Data Requests, issued on April 7, 2025; responses to those data requests were received on June 10, 2025 (TN 264162). For all items below, please refer back to the previous DRs and Responses or previously submitted tracking numbers (TN's).

1. REV 1 DR BIO-4 requested the applicant provide the habitat assessment report, field notes and photographs from the burrowing owl surveys completed for breeding and non-breeding seasons. The applicant provided information for the response in Section 2.1.4 of the Data Request Response (TN 264162) stating the habitat assessment report, field notes and photographs will be appended to the Biological Technical Report. However, staff were unable to locate these documents in the appendices. In addition, the response stated the resumes for Lorna Hayworth and Alex Freeman were added to Appendix C, but staff were unable to locate them. Please provide the missing information.
2. REV 1 DR BIO-8 requested the applicant to identify if PG&E activities would be covered under the existing PG&E Bay Area Operations and Maintenance Habitat Conservation Plan (HCP). PG&E would construct and own the portion of the gen-tie from the point of change of ownership (POCO) to the point of interconnect (POI) within the Tesla substation. However, the response provided in Section 2.1.8 does not clearly address whether the PG&E activities are covered under the existing HCP. Please confirm whether the PG&E activities are covered under the existing HCP. If it is not, please describe how take coverage for listed species will be provided for PG&E's construction activities

Please file your responses to the docket. If you have any questions about these items, let us know. If we need to, we can meet with appropriate technical staff for clarification.

To recap the discussion from the July 8 discussion on this same subject of the LSAA, the request at that time was to "clarify delineation of CDFW jurisdiction, including appropriate use of top of bank versus ordinary high water mark in calculations, address inconsistencies in design plan dimensions for water crossing features, and confirm inclusion of CDFW

jurisdiction in all relevant maps and legends, and provide .kmz files, if not already submitted. Please resubmit the entire revised notification in track changes/red-line strikethrough.”

Our agency partners at CDFW continue to review the materials for the LSAA and plan to complete their review by Friday, July 25. We will wait for completion of CDFW review to determine if the information submitted is final, but at a minimum, please resubmit the figures that were submitted on July 18, 2025 as “401 Permit Figures” and label “LSAA 1602 permit figures” so it is clear why the materials are being submitted. Finally, please include the .kmz files.

Thank you.

P.S. I hope to be able to lock in our CEC/Capstone discussion for Thursday afternoon about the Net Econ. Benefit topics.

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