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*Comment Received From: Lahontan Regional Water Quality Control Board
Submitted On: 5/8/2026
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**Lahontan Regional Board Comments - Mojave Solar Project - PTA
10-0908-8 - TN#269451**

Additional submitted attachment is included below.



Lahontan Regional Water Quality Control Board

May 8, 2026

GeoTracker Global ID: T10000005850

Ashley Gutierrez
Compliance Project Manager
California Energy Commission
715 P Street, MS-15
Sacramento, CA 95814
Ashley.gutierrez@energy.ca.gov

COMMENTS REGARDING THE PETITION TO AMEND COMMISSION DECISION 10-0908-8 FOR THE MOJAVE SOLAR PROJECT, 09-AFC-05C, TN# 269451

Dear Ashley Gutierrez:

Lahontan Regional Water Quality Control (Lahontan Regional Board) staff have reviewed the *Staff Analysis for the Petition to Amend to Construct Two New Evaporation Ponds* for the Mojave Solar Project (TN# 269451). Lahontan Regional Board staff request the California Energy Commission revise the language in Attachment B, section II.7, to read as follows:

“The Applicant must always properly operate and maintain all facilities and systems of treatment and control (and related appurtenances) that are installed or used to achieve compliance with the WDRs. Proper operation and maintenance include adequate laboratory control and appropriate quality-assurance procedures. This obligation requires the operation of backup or auxiliary facilities or similar systems when necessary to maintain compliance with the WDRs. All activities and waste discharges associated with the Facility must be conducted in a manner that does not cause, or threaten to cause, a nuisance, contamination or pollution as defined in Water Code section 13050.”

The proposed amendment is necessary to ensure the permit contains enforceable requirements that fully protect water quality. Incorporating explicit references to proper operation and maintenance, including adequate laboratory controls, quality assurance procedures, and the use of backup systems when needed, strengthens the permit’s

JEFF LOUX, CHAIR | BEN LETTON, EXECUTIVE OFFICER

ability to ensure continuous compliance with the Waste Discharge Requirements. Additionally, tying the permit obligations directly to the definitions of nuisance, contamination, and pollution in Water Code section 13050 provides a clear legal basis for enforcement and helps prevent activities or discharges from causing, or threatening to cause, water quality degradation.

Sincerely,

A handwritten signature in black ink, appearing to read "K O'Keefe", with a long, sweeping flourish extending to the right.

Kerri O'Keefe, PG
Engineering Geologist
Lahontan Regional Water Quality Control Board