

DOCKETED

Docket Number:	08-AFC-08A
Project Title:	Hydrogen Energy Center Application for Certification Amendment
TN #:	200214
Document Title:	Kern County Board of Supervisor's Opposition to Use of Eminent Domain for HECA Project
Description:	N/A
Filer:	Tiffani Winter
Organization:	County of Kern Board of Supervisors
Submitter Role:	Public Agency
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Docketed Date:	8/19/2013

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CLERK OF THE BOARD OF SUPERVISORS
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Bakersfield, CA 93301
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July 23, 2013

California Energy Commission
Attn: John Heiser, Project Manager
1516 9th Street, MS-15
Sacramento, CA 95814-5512

RE: Kern County Board of Supervisor Opposition to use of eminent domain for the Hydrogen Energy California (HECA) Project by Hydrogen Energy International LLC (Docket No. 08-AFC-8A)

Dear Chairman Robert B Weisenmiller,

Since the Hydrogen Energy California Project (HECA) application, located near Tupman California in Kern County, has been submitted to the California Energy Commission for consideration, our Board has heard many comments on the project. We appreciate the work of your staff working closely with our county departments on environmental issues, who are advising us of their recommendations. We have had public discussion and provided direction on this project as recently as July 23, 2013. Those recommendations for conditions and issues are being submitted under separate cover by our Planning and Community Development Department.

The Board is concerned however, that a very specific and strong comment on the potential use of eminent domain was inaccurately portrayed in the Preliminary Staff Assessment. The Board has been and remains absolutely opposed to any use of eminent domain by local, state and federal agencies to acquire any right of way for the rail line or any other land needed by HECA.

Please take this position into account when considering the final decision on this project. Kern County, with over 8,000 MW of locally permitted renewable energy continues to be committed to well designed, appropriately located energy projects. We will continue to work closely with your staff, take public comment from our Kern County residents and discuss these with the applicant to address issues and formulate our final recommendation on the project.

Sincerely,


Mike Maggard, Chairman
Kern County Board of Supervisors

cc: Kern County Planning and Community Development Department
Hydrogen Energy International, LLC

Kern County PCDD
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2013 AUG 14 PM 4:00

KERN COUNTY RESOURCE MANAGEMENT AGENCY
PLANNING DEPARTMENT
2700 "M" Street, Suite 100
Bakersfield, CA 93301-2323

CEC rec'd on
AUG 19 2013

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California Energy Commission
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1516 9th Street, MS—15
Sacramento, Ca 95814-5512

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