Notice of Decision by California Energy Commission

To: X Office of Planning and Research
    P.O. Box 3044
    1400 Tenth Street, Room 222
    Sacramento, CA 98512-3044

X California Resources Agency
    1416 9th Street, Room 1311
    Sacramento, CA 95814

Clearinghouse No: 2007121095

From: California Energy Commission
    1516 9th Street
    Sacramento, CA 95814

Subject: Filing of Notice of Decision in compliance with Public Resources Code Section 21080.5 and Title 20, California Code of Regulations, Section 1768

Project Title: PANOCHE ENERGY CENTER

Energy Commission Docket Number: 06-AFC-5

Energy Commission Contact Person: James W. Reede, Jr., Ed.D Telephone: (916) 653-1245

Project Location: The project area is located in an unincorporated area of western Fresno County, adjacent to the Panoche Hills. The site is approximately 2 miles east of Interstate 5, adjacent to the Pacific Gas & Electric (PG&E) existing Panoche Substation. The proposed site and substation are located south of West Panoche Road. The site is more specifically described as the Southwest Quarter of Section 5, Township 15 South, Range 13 East, on the United States Geological Survey (USGS) Quadrangle map (Figure 3.2-1). The assessor’s parcel number (APN) is 027-060-78S.

County: Fresno

Project Description: Construction of a 400 MW natural-gas fired, electricity generating power plant.

On December 19, 2007, the California Energy Commission approved the above-described project pursuant to a regulatory program certified by the California Secretary of Resources under Section 21080.5 of the California Public Resources Code.

1. The project will not have a significant effect on the environment.
2. Mitigation measures were made a condition of approval of the project.
3. A statement of Overriding Considerations was not adopted for the project.

The Commission docket files containing the final Commission Decision and other information regarding the project are available to the public at: California Energy Commission, 1516 9th Street, Sacramento, California, 95814. The final Decision and other information regarding the project is also available on the Commission's web site located at www.energy.ca.gov.
Notice of Completion & Environmental Document Transmittal

Mail to: State Clearinghouse, P. O. Box 3044, Sacramento, CA 95812-3044 (916) 445-0613
For Hand Delivery/Street Address: 1400 Tenth Street, Sacramento, CA 95814

Project Location:

**Project Title:** PANOCHE ENERGY CENTER

**Lead Agency:** California Energy Commission

**Mailing Address:** 1519 - 9th Street

**City:** Sacramento

**State:** California

**Zip Code:** 95823

**County:** Fresno

**City/Nearest Community:** Mendota

**Cross Streets:** West Panocche Road and South Brannan Avenue

**Assessor's Parcel No.:** 027-060-785

**Section:** 5

**Twp.:** 15 South

**Range:** 13 East

**Base:** MDBM

**Within 2 Miles:** State Hwy #: Interstate 5

**Waterways:** California Aqueduct, Delta-Mendota Canal

**Airports:**

**Schools:**

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**Document Type:**

- CEQA: □ NOP
- CEQA: □ Draft EIR
- CEQA: □ Early Cons
- CEQA: □ Supplement/Subsequent EIR
- CEQA: □ Neg Dec
- CEQA: □ Mit Neg Dec
- NEPA: □ NOI
- Other: □ Joint Document
- Other: □ Final Document
- Other: □ Other

**Local Action Type:**

- □ General Plan Update
- □ Specific Plan
- □ Master Plan
- □ General Plan Amendment
- □ Planed Unit Development
- □ Community Plan
- □ Site Plan
- □ Rezone
- □ Prezone
- □ Use Permit
- □ Land Division (Subdivision, etc.)
- □ Annexation
- □ Redevelopment
- □ Coastal Permit

**Development Type:**

- □ Residential: Units
- □ Acres
- □ Employees
- □ Water Facilities: Type
- □ MGD
- □ Office: Sq.ft.
- □ Acres
- □ Employees
- □ Transportation: Type
- □ Commercial: Sq.ft.
- □ Acres
- □ Employees
- □ Mining: Mineral
- □ Industrial: Sq.ft.
- □ Acres
- □ Employees
- □ Power: Type
- □ Electric Generation
- □ MW
- □ Educational
- □ Recreational
- □ Total Acres (approx.) 12.8 Permanent + 8 Temp
- □ Hazardous Waste: Type
- □ Other:

**Project Issues Discussed In Document:**

- □ Aesthetic/Visual
- □ Agricultural Land
- □ Air Quality
- □ Archaeological/Historical
- □ Biological Resources
- □ Coastal Zone
- □ Drainage/Absorption
- □ Economic/Jobs
- □ Fiscal
- □ Flood Plain/Flooding
- □ Forest Land/Fire Hazard
- □ Geologic/Seismic
- □ Minerals
- □ Noise
- □ Population/Housing Balance
- □ Public Services/Facilities
- □ Recreation/Parks
- □ Schools/Universities
- □ Septic Systems
- □ Sewer Capacity
- □ Soil Erosion/Compaction/Grading
- □ Solid Waste
- □ Toxic/Hazardous
- □ Traffic/Circulation
- □ Vegetation
- □ Water Quality
- □ Water Supply/Groundwater
- □ Wetland/Riparian
- □ Wildlife
- □ Growth Inducing
- □ Land Use
- □ Cumulative Effects
- □ Other
- □ Transmission System Impacts

**Present Land Use/Zoning/General Plan Designation:**

AE-20 Exclusive Agriculture, 20-acre minimum parcel size.

**Project Description:** (please use a separate page if necessary)

The PEC would be a nominal 400 megawatt (MW) simple-cycle power plant consisting of four General Electric LMS100 natural gas-fired combustion turbine generators and associated equipment. The PEC is designed as a peaking facility to meet electric generation load during periods of high demand.

*Note:* The State Clearinghouse will assign identification numbers for all new projects. If a SCH number already exists for a project (e.g. Notice of Preparation or previous draft document) please fill in.

Revised 2004
### Reviewing Agencies Checklist

Lead Agencies may recommend State Clearinghouse distribution by marking agencies below with "S".

If you have already sent your document to the agency please denote that with an "X".

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<td>S Coachella Valley Mountains Conservancy</td>
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<td>S Integrated Waste Management Board</td>
<td>Other</td>
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<td>S Native American Heritage Commission</td>
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<td>S Office of Emergency Services</td>
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### Local Public Review Period (to be filled in by lead agency)

Starting Date **November 14, 2007**

Ending Date **December 19, 2007**

### Lead Agency (Complete if applicable):

- **Consulting Firm:**
- **Address:**
- **City/State/Zip:**
- **Contact:**
- **Phone:**

- **Applicant:**
- **Address:**
- **City/State/Zip:**
- **Phone:**

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**Signature of Lead Agency Representative:**

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**Date:**
STATE OF CALIFORNIA
DEPARTMENT OF FISH AND GAME
ENVIRONMENTAL FILING FEE CASH RECEIPT
DFG 753.5a (01/2002)

Receipt No: 3463
Date: 12/20/2007
Invoice Date: 12/19/2007
Document No:
Deposit No: 4116

Lead Agency: California Energy Commission
State Agency of Filing: Department of Fish and Game
Project Title: Panoche Energy Center

California Energy Commission
1516 9th Street-MS 15
Sacramento, CA 95814

Project Applicant (check appropriate box): Local Public Agency □ School District □ Other Special District □
State Agency ✔ Private Entity

APPLICABLE FEES:
Environmental Impact Report: $0.00
Negative Declaration: $0.00
Application Fee Water Diversion (State Water Resources Control Board Only): $0.00
Projects Subject to Certified Regulatory Programs $850.00
Lien fee: $0.00
Penalty: $0.00

County Administrative Fee: $0.00
Project exempt from fees $0.00

Total Received $850.00

Person receiving payment: Bill Terry, Accounting Technician

4 copies - Project Applicant, DFG/FASB, Lead Agency, County/State Agency of Filing
<table>
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<tr>
<th>INVOICE NUMBER</th>
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<td>12/19/07</td>
<td>Filing fee for Environmental Impact Report</td>
<td>$850.00</td>
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TOTAL $850.00

Please detach at perforation before depositing check.