

CALIFORNIA ENERGY COMMISSION
REPORT OF CONVERSATION Page 1 of 1

DOCKET

08-AFC-11

DATE April 29 2009

RECD. May 01 2009



*Energy Facilities Siting and
 Environmental Protection Division*

FILE: 08-AFC-10

PROJECT TITLE: Lodi Energy Center (LEC)

<input type="checkbox"/> Telephone	X Meeting Location: SJCOG, Inc., Stockton		
NAME:	Joy Nishida	DATE:	April 29, 2009
		TIME:	10:00
WITH:	A. Castellou-Poggio and S. Mayo of SJCOG, Inc.; A. Grenier of Grenier and Associates, Inc., and S. Madams, R. Crowe, and R. Huddleston of CH2M Hill		
SUBJECT:	Proposed Mitigation Measures for Special-Status Species		

Sitting in on discussions between consultants (CH2M Hill) for NCPA (applicant) and Habitat Planners for SJCOG, Inc., (SJCOG) regarding the mitigation measures proposed by the applicant.

Points made at the meeting:

- There is no such thing as a “temporary” impact. The SJMSCP considers all impacts permanent.
- The City of Lodi property where the proposed LEC project is located is considered “Urban”, therefore, no fees will be assessed for permanent impacts from the proposed property, but the impact avoidance and minimization mitigation measures in the SJMSCP for covered species still need to be followed.
- The proposed pipeline route east of Interstate 5 is considered “Agriculture”. Fees are assessed for impacts to agricultural areas. The proposed pipeline will be located mainly along road ROWs and along unpaved farm roads, which may not necessarily impact agricultural land. Reclassification of the lands so that impacts to agriculture vs. urban can be quantified, which may possibly lower the fee.
- PG&E HCP may be in effect for the proposed pipeline route east of Interstate 5. CH2M Hill to contact PG&E about this. So far, PG&E cannot offer any specifics as to where laydown areas will be along the proposed route even though this is along an already existing pipeline route.
- The SJCOG, Inc., Habitat Planners said that it is unknown as to what CA Dept. of Fish & Game (CDFG) and U.S. Fish and Wildlife Service (USFWS) will require for mitigation measures. There is a possibility that since a 200-foot buffer cannot be maintained for giant garter snake, both or either agencies may require compensation or mitigation above and beyond what is normally required by the SJMSCP. CH2M Hill has supplied the Habitat Technical Advisory Committee representatives from CDFG and USFWS their proposed mitigation measures.
- CH2M Hill will produce a new figure which will incorporate the 30-foot buffer north of the irrigation canal on the proposed LEC project site map.
- Alerted SJCOG about the Energy Commission’s exclusive permitting authority over state/local agencies.

cc: Rod Jones, Rick York, Melanie Moultry	Name: Joy Nishida
	Signed: