

DOCKETED

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January 25, 2017

Compliance Log #2017-002

Mr. Anwar Ali
Compliance Project Manager
California Energy Commission
1516 Ninth Street, MS-2000
Sacramento, CA 95814

Subject: Rice Solar Energy Project (09-AFC-10C)
Condition of Certification COM-7
Monthly Compliance Report #40

Dear Mr. Ali:

In compliance with Condition of Certification COM-7 as set forth in the California Energy Commission's Final Decision for the Rice Solar Energy Project, enclosed is the project's Monthly Compliance Report #40 for the period December 1-31, 2016.

If you have any questions, please contact me at (310) 315-2211 or via email at vaughan.johnson@solarreserve.com.

Sincerely,

A handwritten signature in black ink, appearing to read 'Vaughan Johnson', with a long horizontal flourish extending to the right.

Vaughan Johnson, PE
Project Engineer

cc: Jeff Benoit, SolarReserve
Andrew Wang, SolarReserve
Doug Davy, CH2MHill
CEC E-File System (09-AFC-10C)

Rice Solar Energy Project

Docket 09-AFC-10C



**December 1-31,
2016**

Monthly Compliance Report #40

This document has been prepared by Rice Solar Energy, LLC and represents the fortieth monthly compliance report for the Rice Solar Energy Project. The information contained in this report covers the period December 1-31, 2016.

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Rice Solar Energy Project

Docket 09-AFC-10C

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MONTHLY COMPLIANCE REPORT #40

ONE | INTRODUCTION

Background

On December 15, 2010, the California Energy Commission (CEC) issued a license to Rice Solar Energy LLC for the construction and operation of the Rice Solar Energy Project (RSEP or Project). During 2011 and 2012, the RSEP permitting and compliance team submitted approximately 200 pre-construction compliance documents and mitigation plans to the CEC Compliance Project Manager (CPM) for review and approval as required by the Conditions of Certification set forth in the RSEP license.

On August 16, 2013, the CPM issued a Limited Notice to Proceed (LNTP) to Rice Solar Energy LLC. This letter provided authorization for the Project Owner to begin specific on-site activities related to desert tortoise fencing installation and clearance surveys as well as cultural resource surveys and feature recordation activities. Only work activities on the private property portion of the site were authorized by the CEC's LNTP. In addition, the Project Owner executed additional site assessment activities to supplement the geotechnical and well-water testing work previously performed in 2010/2011.

Overview of Monthly Compliance Report

This fortieth Monthly Compliance Report (MCR #40) has been prepared in compliance with Condition of Certification COM-7 as set forth in the CEC Final Decision for the Project. The report documents pre-construction activities conducted at the RSEP site during the period December 1-31, 2016.

TWO | SITE ASSESSMENT & PRE-CONSTRUCTION ACTIVITIES

During the reporting period, no pre-construction activities occurred on-site. The desert tortoise exclusion fence, stormwater Best Management Practices (BMPs) and associated improvements were removed from the site during June of 2014 as outlined in MCR #10. As such, there was no need for inspection of the fence as required by Condition of Certification BIO-14. The meteorological station was also removed as described in MCR #10, obviating the need for on-site maintenance of the equipment.

THREE | COMPLIANCE ACTIVITIES

This section of the monthly compliance report provides input on Rice Solar Energy's activities related to ensuring compliance with all the applicable Conditions of Certification. These Conditions were set forth in the CEC's Final Decision for the Rice Solar Energy Project, and must be achieved in a timely and satisfactory manner. The following information is provided per the requirements set forth in Condition of Certification COM-7.

Compliance Matrix

COM-4 requires preparation of a compliance matrix addressing only those conditions that must be fulfilled before the start of construction and included as part of the MCR. No changes to the compliance matrix were made during this reporting period; therefore, as instructed by the CEC Compliance Project Manager, the matrix is not provided in this MCR. As changes are made to the matrix during future reporting periods, the matrix will be included in those MCRs.

Completed Compliance Activities

The Final Decision sets forth specific conditions, many of which include reporting requirements that must be addressed in this MCR. The following paragraphs describe the compliance activities that were completed during the reporting period:

BIO-1: Several Designated Biologists (DB) have been approved for the Rice Solar Energy Project. During this reporting period, there was no activity by the DB's associated with the Project.

BIO-2, -3, -4 and -5: These conditions relate to qualifications, duties and compliance reporting requirements for the Designated Biologists and Biological Monitors. There were no activities to document during this reporting period.

BIO-6: No new personnel received the Worker Environmental Awareness Program (WEAP) training during this reporting period. The total trained to date is 133.

BIO-7: This condition requires that implementation of Biological Resource Mitigation Implementation and Monitoring Plan (BRMIMP) measures be reported in the Monthly Compliance Reports by the Designated Biologists. There are no such measures to convey during this reporting period.

BIO-8: This condition requires the Project Owner to implement impact avoidance and minimization measures during site construction and related activities. On-site construction work activities were not conducted during this reporting period, therefore this Condition is not applicable.

BIO-10: Project Owner prepared a revegetation plan, which was subsequently reviewed and approved by the California Energy Commission. Pursuant to BIO-10, this revegetation plan shall be implemented upon the completion of construction. Project Owner requests a three-year extension of Letter of Credit CTCS-716864 consistent with a delay in construction.

BIO-14: As described above in Section Two, no on-site activities occurred during this reporting period.

CUL-6: No new personnel received the Worker Environmental Awareness Program training during this reporting period. The total trained to date is 133.

CUL-7: No cultural resources monitoring activities were required during this reporting period.

PAL-4: No new personnel received the Worker Environmental Awareness Program training during this reporting period. The total trained to date is 133.

PAL-5: No paleo resources monitoring activities were required during this reporting period.

Submittal Deadlines Not Met

No submittal deadlines were missed during this reporting period.

Approved Changes to Conditions of Certification

No petitions requesting changes to the conditions of certification have been submitted.