

**CALIFORNIA ENERGY COMMISSION**1516 NINTH STREET  
SACRAMENTO, CA 95814-5512

August 5, 2011

Ron Johnson  
Project Director  
NextEra Energy  
700 Universe Blvd. FED/JB  
Juno Beach, Florida 33408

<b>DOCKET</b>	
<b>09-AFC-8C</b>	
DATE	AUG 05 2011
RECD.	AUG 05 2011

**SUBJECT: Genesis (GSEP) 09-AFC-8C  
LIMITED NOTICE TO PROCEED, START OF CONSTRUCTION for  
FRAME ASSEMBLY BUILDING FOUNDATION AND  
TEST CAISSON INSTALLATION**

Dear Mr. Johnson:

The California Energy Commission (Energy Commission) staff is currently in the process of completing its review of the pre-construction requirements for the Genesis Solar Energy Project (09-AFC-8C) and has determined that limited construction activities for the Frame Assembly Building Foundation and Test Caisson Installation, as detailed in your submittal documents and request letter, dated July, 19, 2011, may commence as of August 8, 2011.

The construction activities that may commence include excavation and trenching, installation of steel reinforcements, the placement of concrete, and backfill and compaction of excavated earth. Full-time biological monitoring of all activities shall occur during the assembly building foundation and test caisson construction activities. In addition, all construction activities will follow all applicable state and local requirements for these activities. An onsite laydown area will be permitted for above-mentioned activities only.

Review of the pre-construction submittals will continue and you will only be given a full notice to proceed for all other activities when all pre-construction condition of certification submittals are approved as required by the conditions of certification. The Energy Commission staff will continue to work closely with NextEra Energy to ensure conformance with all conditions of certification as written in the Energy Commission's Final Decision.

August 5, 2011

The authorization to commence activities associated with LNTP-4 is subject to compliance with the following avoidance practices and the incorporation of information into the Drainage Erosion and Sedimentation Control Plan.

1) BIO-8- If either the frame assembly building or test Caisson installation work will require night-time work, PO to implement noise and lighting impact mitigation measures outlined in BIO-8.

2) BIO-17- Since active kit fox dens are still nearby, the frame assembly building and two (2) Caisson testing areas should be subject to pre-construction clearance surveys for kit fox activity similar to the ongoing, den clearance surveys that the Designated Bio is currently conducting prior to construction beginning each morning. Occasional monitoring of dens/work areas throughout the day or evening to assess kit fox response to work is recommended. Unless a new fox den is found in the immediate construction areas, DB does not need to be present to monitor in the immediate construction area for Caisson installation and the frame assembly building.

3) S&W-1- A description of the work outlined in LNTP-4 shall be placed in the DESCOP.

Lack of conformance with any of the conditions of certification may result in suspension of construction activities.

If you have any questions, please call me at (916) 654-4611 or e-mail me at [eveerkam@energy.state.ca.us](mailto:eveerkam@energy.state.ca.us).

Sincerely,

Eric W. Veerkamp, CPM

CC: Tim Higdon, Compliance Manager, NextEra Energy  
Robert DeKruise, Chief Site Inspector, Bureau Veritas  
Chris Marxen, Dockets Office Manager, California Energy Commission  
Kevin Bell, Senior Staff Council, California Energy Commission