From: Dyer, Wesley@ARB
To: Lee, Ralph@Energy
Subject: FW: Great Oaks South - 20-SPPE-01
Date: Friday, October 2, 2020 3:25:34 PM
Attachments: image001.png

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Hi Ralph,

I received the email below from Mimi Patterson, a community member in South San Jose near the proposed Great Oaks data center. I'm forwarding this email to you, as Co-Hearing Officer for the Committee overseeing the Great Oaks SPPE application, as I believe her comments should have gone to CEC, as CEQA lead agency, and not CARB.

Thanks,
-Wesley

Wesley Dyer
Attorney
California Air Resources Board
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916.445.4299
Wesley.Dyer@arb.ca.gov
He/him/his

I am currently working from home, but of course am still available via email and phone. Calls to my office number are being forwarded to my mobile phone during this time.

From: Mimi Patterson <patterson.mimi@gmail.com>
Sent: Friday, October 2, 2020 1:42 PM
To: Dyer, Wesley@ARB <wesley.dyer@arb.ca.gov>
Subject: Great Oaks South - 20-SPPE-01

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Good afternoon Wesley,

Let me introduce myself. I am Mimi Patterson and I am a current resident of South San Jose, California near the proposed Equinix three data centers and small power plant site (20-SPPE-01). Like you, I recently participated in the California Energy Commission (CEC) zoom webinar regarding this massive project. It is my understanding that you are the lead agency for the environmental investigation and revision to Equinix' special use permit.

I recently found out about this behemoth project through a tiny 2' x 3' sign posted on a smaller, less traveled street, Via Del Oro. I have attached pictures of the sign for your convenience. (I have also attached pictures of herons that have been seen on this site). Prior to this, there were

no public notices, no public outreach or any type of signage as required by the city of San Jose Planning and Development codes and ordinances. Angela Wang, Planner III City of San Jose Planning and Development even admitted that in her exact words:

"For public outreach for SP15-031, I checked the comment letters in our file system and it showed that the PM requested the applicant to post the sign in October, 2015 in her 1st review letter."

Yet, no signage was ever erected in 2015, 2016 or 2017, and no one at the City of San Jose Planning and Development Department ever followed up with this mandated request. As such, no one in my neighborhood or community was ever informed and there was no public response. We were kept in the dark of the entire process dating back to 2015 and throughout 2016-17 when the project was submitted, reviewed and approved. Had there been public outreach, we would be in a very different scenario today with this proposed project.

I am reaching out to you today for your assistance and guidance in this matter. I believe a full Environmental Impact Report (EIR) is a more prudent and responsible process than simply a Mitigated Negative Declaration (MND) that the City of San Jose Planning and Development initially granted. I know Equinix's attorney, Scott Galati, incessantly tried to dissuade you and Jakub Zielkiewicz on the zoom wedinar call by attempting to expedite your reports and input by deeming your analysis redundant and unnecessary. On the contrary, your expertise and analysis are crucial in finding that these data centers and small power plant will have extreme and dire negative impacts on our community. I hope you will complete a full EIR.

Also, with the additional fifteen (15) generators, huge time lapse since initial application and the magnitude of the design change, is there a way to recommend to the City of San Jose Planning and Development Department and the applicant to complete a new application process?

Thank you for taking the time out of your busy schedule to review my email. I appreciate any thoughts and feedback. I noticed that you graduated from Pace University School of Law. I was born and raised in New York City, went to Bronx High School of Science and graduated from Cornell University. I miss the east coast, but I do enjoy the beautiful weather in California. I know you are busy, but I thought I share my east coast history. Again, thank you for your help and time.

Best,
Mimi Patterson

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