

DOCKETED	
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Project Title:	Great Oaks South Backup Generating Facility Small Power Plant Exemption
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Document Title:	[PROPOSED] ADOPTION ORDER ON COMMITTEE PROPOSED DECISION
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State of California
State Energy Resources Conservation and
Development Commission
715 P Street, Sacramento, CA 95814
1-800-822-6228 – www.energy.ca.gov

**APPLICATION FOR SMALL POWER PLANT
EXEMPTION FOR THE:**

***GREAT OAKS SOUTH BACKUP
GENERATING FACILITY***

Docket No. 20-SPPE-01

[PROPOSED] ADOPTION ORDER ON COMMITTEE PROPOSED DECISION

By this **ORDER**, the State Energy Resources Conservation and Development Commission, also known as the California Energy Commission (CEC), hereby adopts as its own Commission Decision the Committee Proposed Decision, dated November 24, 2021¹ [and Errata, dated December XX, 2021].

The Commission Decision addresses the Application for a Small Power Plant Exemption² submitted by SV1, LLC (Applicant) for the Great Oaks South Backup Generating Facility, which includes 36 3.25-megawatt (MW) and three 500-kilowatt standby diesel generators (Backup Generators) to provide an uninterruptable power supply to the Great Oaks South Data Center. The Backup Generators and the Great Oaks South Data Center would be located at 123, 127, and 131 Great Oaks Boulevard in the City of San Jose, California. The Backup Generators, the Great Oaks South Data Center, and related activities, are collectively referred to herein as “the Project.”

The Commission Decision is based upon the hearing record of these proceedings. The Final Environmental Impact Report, addendum, and hearing record are on file in the CEC’s Docket Unit, located at 715 P Street, Sacramento, CA 95814, and are available for inspection by any person. The documents and other materials that make up the record of this proceeding relied upon in making this decision are also available on the

¹ TN 238706.

² Information about this Application, including a link to the electronic docket, may be found on [the CEC’s web page for the Great Oaks South Generating Facility](https://www.energy.ca.gov/powerplant/reciprocating-engine/great-oaks-south-generating-facility) at <https://www.energy.ca.gov/powerplant/reciprocating-engine/great-oaks-south-generating-facility>. Documents related to this Application may be found in [the CEC’s online docket](https://efiling.energy.ca.gov/Lists/DocketLog.aspx?docketnumber=20-SPPE-01) at <https://efiling.energy.ca.gov/Lists/DocketLog.aspx?docketnumber=20-SPPE-01>.

[Great Oaks South SPPE web page](https://www.energy.ca.gov/powerplant/reciprocating-engine/great-oaks-south-generating-facility) at:

<https://www.energy.ca.gov/powerplant/reciprocating-engine/great-oaks-south-generating-facility>.

FINDINGS

We hereby adopt the following findings pursuant to Public Resources Code sections 21000 et seq. and 25541 and applicable implementing regulations, in addition to those contained in the Commission Decision:

1. The generating capacity of the Backup Generators will not exceed 100 megawatts.
2. The demolition, construction, and operation activities of the Project will not create a substantial adverse impact on the environment.
3. The demolition, construction, and operation activities of the Project will not create a substantial adverse impact on energy resources.

ORDER

Therefore, we order the following:

1. The Great Oaks South Backup Generating Facility is **GRANTED** a Small Power Plant Exemption from the Application for Certification provisions of the CEC's power plant licensing process. This Order is adopted, issued, effective, and final on December 8, 2021.
2. The Hearing and Advisory Unit of the CEC's Chief Counsel's Office shall incorporate the Commission Decision and any modifications made by the Commission during the December 8, 2021, Business Meeting into a single document. Preparation and publication of the Commission Final Decision shall not affect the adoption, issuance, effectiveness, or finality of this Order.
3. The CEC staff shall file a Notice of Determination with the State Clearinghouse within five (5) business days of December 8, 2021, subject to Applicant being responsible for payment of all applicable filing fees.

CERTIFICATION

The undersigned Secretariat to the CEC does hereby certify that the foregoing is a full, true, and correct copy of an Order duly and regularly adopted at a meeting of the CEC held on December 8, 2021.

AYE:

NAY:

ABSENT:

ABSTAIN:

Liza Lopez
Secretariat