

DOCKETED

Docket Number:	21-SPPE-01
Project Title:	CA3 Backup Generating Facility-Vantage
TN #:	242216
Document Title:	VDC's Comments on the DEIR - CA3BGF
Description:	N/A
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Organization:	DayZenLLC
Submitter Role:	Applicant Representative
Submission Date:	3/7/2022 1:54:40 PM
Docketed Date:	3/7/2022

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STATE OF CALIFORNIA

Energy Resources
Conservation and Development Commission

In the Matter of:

Application For Small Power Plant
Exemption for the **CA3 BACKUP
GENERATING FACILITY**

DOCKET NO: 21-SPPE-1

**VDC's COMMENTS ON DRAFT
ENVIRONMENTAL IMPACT REPORT**

Vantage Data Centers (VDC) hereby files its Comments on the Draft Environmental Impact Report (DEIR) published by Staff on January 21, 2022 (TN 241264) for the CA3 Backup Generating Facility (CA3BGF) and CA3 Data Center (CA3DC).

VDC agrees with the analysis, conclusions and proposed Mitigation Measures of the DEIR with the following proposed modifications. Additions are shown in **bold and underline** and deletions are shown in ~~in-strikethrough~~.

Pages 1-20 and 4.8-32, Mitigation Measure GHG-3

VDC requests the following modifications to Mitigation Measure **GHG-3** to allow the same flexibility for achieving carbon-free electricity as other projects that have been granted an SPPE from the Commission.

GHG-3: The project owner shall ensure that 100 percent of the electricity purchased to power the project is covered by carbon-free resources using one of the following options: (1) participate in SVP's LCRE program for 100 percent carbon-free electricity **or other renewable energy program that accomplishes the same objective as SVP's LCRE program**, or (2) purchase **renewable energy credits** ~~carbon offsets~~ or similar instruments

that accomplish the same goals of 100 percent carbon-free electricity. The project owner shall provide documentation to the director, or director's designee, of the city of Santa Clara Planning Division of enrollment and annual reporting of continued participation in SVP's LCRE program with 100 percent carbon-free electricity coverage. If not enrolled in SVP's LCRE Program, the project owner shall provide documentation and annual reporting to the director, or director's designee, of the city of Santa Clara Planning Division that confirms that alternative measures achieve the same 100 percent carbon free electricity as SVP's LCRE program, with verification by a qualified third-party auditor specializing in greenhouse gas emissions.

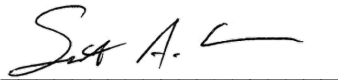
Page 4.7-6, Geology and Soils

The reference to 210,000 cubic yards of imported fill should be deleted and replaced with the following:

It is possible that up to 10,000 cubic yards of soil and undocumented fill would be removed from the site. Grading of the site is not expected to require the import of fill material.

Dated: March 7, 2022

Respectfully Submitted,



Scott A. Galati
Counsel to Vantage Data Centers