

DOCKETED

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Question for the AB 205 Implementation Webinar

In anticipation of the Sept 19th AB 205 Webinar regarding implementation of the CEC solar-wind opt in program, the Large-scale Solar Association is submitting the following questions to the CEC. While this is not an exhaustive list, it does comprise some of the industry's top-line questions, which we hope you will be able to answer during Monday's discussion. Thank you.

1. How will the AB 205 process address local solar zoning restrictions and moratoria when it comes to project siting?
2. Will the process allow qualifying projects to bypass all local permits including ministerial (e.g., grading and building) permits? If not, how does the Commission anticipate incorporating local permit requirements into its 9-month process?
3. Will the process be similar to the thermal AFC process, inclusive of the administrative law proceeding and the inclusion of developer-compensated intervenors?
4. Will streamlined judicial review capture ALL potential avenues for litigation (e.g., Alquist-Priolo Act) or will litigation avenues to delay and derail qualifying projects remain?
5. Please verify that qualifying projects would not be required to obtain state incidental take permits or streambed alteration agreements.
6. Will CEC make an effort to work with USFWS and/or other relevant federal agencies for projects with a federal nexus, and will the CEC engage in joint environmental review with federal agencies? In this case, would streamlined review obligations still hold?
7. Will qualifying projects be required to obtain Caltrans permits?
8. Will the process ensure affiliated utility upgrades are appropriately captured in the environmental document to fulfill the utility's GO 131D requirements?
9. If there are post-approval, pre-construction changes to qualifying projects necessitating additional environmental reviews, is there a streamlined mechanism to conduct CEQA addenda or subsequent EIRs?