

DOCKETED

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Project Title:	Palen Solar Power Project - Compliance
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STATE OF CALIFORNIA

Energy Resources Conservation and Development Commission

In the Matter of:

APPLICATION FOR CERTIFICATION
FOR THE PALEN SOLAR ENERGY
GENERATING SYSTEM

DOCKET NO. 09-AFC-7

INTERVENOR CENTER FOR BIOLOGICAL DIVERSITY

Exhibit 3065

Identification Of Record Documents Supporting Testimony of Ileene Anderson

**Re: Changes in Fence Line between the Permitted Alternatives and the New
Proposed Project**

Docket 09-AFC-7

Statement

During oral testimony on October 29, 2013, I identified that the new proposed project fence line appears to have shifted further south than the two previously approved alternatives' fence lines. Because there was some question about whether or not the fence line had indeed changed, I am submitting this statement and refer to the supporting evidence already in the record as the basis for my conclusions:

1) In my review of the figures it is clear to me that the part of southern fence line (to the west) in the proposed project is moved further south to a line that had previously been identified in the Palen Solar Power Project layouts as a "disturbance line", not a fence line. Comparing Biological Resource –Figure 5B (FSA at Biological Resources at 4.2-401) with Figure 2 – Palen Solar Power Project – Reconfigured Alternative 2 (FSA at Project Description at 3-14) and Figure 3 - Palen Solar Power Project – Reconfigured Alternative 3 (FSA at Project Description 3-15) I note several changes in the project layout.

2) As my testimony explains the changes to the fence line in the southwest further narrow the area south of the project which impedes wildlife movement to the north from underpass 11 (Biological Resource –Figure 5B (FSA at Biological

Resources at 4.2-401) with Figure 2 – Palen Solar Power Project – Reconfigured Alternative 2 (FSA at Project Description at 3-14) and Figure 3 - Palen Solar Power Project – Reconfigured Alternative 3 (FSA at Project Description 3-15)). This change from moving the fence line from directly adjacent to the solar trough infrastructure in Figures 2 & 3 to the former disturbance line will further narrow the already compromised wildlife movement corridor coming from underpass 11 under Interstate 10 to the south, upon which the proposed project is relying to move animals around the proposed project site. This additional narrowing will further reduce effective wildlife movement in my opinion.

3) In my review of the figures it is clear that the northeastern boundary was also changed to exclude an area of approximately 40 acres, part of which was included in the earlier project (Biological Resource –Figure 5B (FSA at Biological Resources at 4.2-401) with Figure 2 – Palen Solar Power Project – Reconfigured Alternative 2 (FSA at Project Description at 3-14) and Figure 3 - Palen Solar Power Project – Reconfigured Alternative 3 (FSA at Project Description 3-15)).

4) It is also clear to me that in the south eastern part of the project, which are private lands near the I-10 that were previously included in the project site, are now excluded. As my testimony explains, including the private lands in the south east that were within the earlier project but are now excluded could facilitate design of an alternative that would significantly reduce the amount of impacts to the sand dunes areas and aeolian transport corridors. (Biological Resource – Figure 5B (FSA at Biological Resources at 4.2-401) with Figure 2 – Palen Solar Power Project – Reconfigured Alternative 2 (FSA at Project Description at 3-14) and Figure 3 - Palen Solar Power Project – Reconfigured Alternative 3 (FSA at Project Description 3-15))