

DOCKETED

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San Jose Mercury News

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CALIFORNIA ENERGY COMMISSION
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PROOF OF PUBLICATION IN THE CITY OF SAN JOSE IN THE STATE OF CALIFORNIA COUNTY OF SANTA CLARA

FILE NO. J. Bubbico: Mission College Data Ctr.
In the matter of

San Jose Mercury News

The undersigned, being first duly sworn, deposes and says: That at all times hereinafter mentioned affiant was and still is a citizen of the United States, over the age of eighteen years, and not a party to or interested in the above entitled proceedings; and was at and during all said times and still is the principal clerk of the printer and publisher of the San Jose Mercury News, a newspaper of general circulation printed and published daily in the City of San Jose, County of Santa Clara, State of California as determined by the court's decree dated June 27, 1952, Case Numbers 84096 and 84097, and that said San Jose Mercury News is and was at all times herein mentioned a newspaper of general circulation as that term is defined by Sections 6000; that at all times said newspaper has been established, printed and published in the said County and State at regular intervals for more than one year preceding the first publication of the notice herein mentioned. Said decree has not been revoked, vacated or set aside.

I declare that the notice, of which the annexed is a true printed copy, has been published in each regular or entire issue of said newspaper and not in any supplement thereof on the following dates, to wit:

03/27/2020

Dated at San Jose, California
March 27, 2020

I declare under penalty of perjury that the foregoing is true and correct.



Principal clerk of the printer and publisher of the San Jose Mercury News

Legal No.

0006473693

PROPOSED MISSION COLLEGE DATA CENTER APPLICATION SUBMITTED TO THE CALIFORNIA ENERGY COMMISSION FOR REVIEW

Overview: On November 25, 2019, Oppidan Investment Company (Oppidan or applicant) filed an application with the California Energy Commission (CEC) for a Small Power Plant Exemption (SPPE) for the Mission College Data Center (project) (19-SPPE-05). Oppidan proposes to construct and operate the Mission College Data Center located at 2305 Mission College Boulevard in Santa Clara, California. The project consists of two, three-story data center buildings encompassing a total square footage of 490,000. The maximum electrical load of the project would be 78.1 megawatts (MW). The project will be supplied electricity by Silicon Valley Power (SVP) through a new distribution substation constructed by Oppidan in the northeast corner of the project site and to be owned and operated by SVP. Forty-three 2.5 MW emergency generators would provide backup electricity solely in the rare event that electricity cannot be supplied from SVP and delivered to the data center buildings. The generators and associated electric equipment would be housed in two generator yards, each serving its respective data center building. In addition, the project includes two 600 kilowatt (kW) house power emergency generators.

CEC Jurisdiction and Exemption Consideration Process: The CEC has the exclusive authority to certify all thermal power plants (50 MW and greater) and related facilities proposed for construction in California. The SPPE process allows applicants with thermal power plants between 50 and 100 MW to obtain an exemption from the CEC's jurisdiction and proceed with local permitting rather than requiring CEC certification. The CEC can grant an exemption if it finds that the proposed facility would not create a substantial adverse impact on the environment or energy resources. Public Resources Code section 25519(c) designates CEC as the lead agency, in accordance with the California Environmental Quality Act (CEQA), for all facilities seeking an SPPE. CEQA requires the lead agency to consider the whole of the action; therefore, CEC will include the entire project in its analysis, which includes the construction and operation of the data center buildings, backup generators, and associated utility connection facilities. CEC staff has begun its review of the application. Over the coming months, staff will evaluate the project and prepare an environmental analysis document—for SPPE projects this typically takes the form of an Initial Study and Proposed Mitigated Negative Declaration. The Initial Study/Proposed Mitigated Negative Declaration will be published and made available for a 30-day public comments period. An assigned Committee of two Energy Commissioners will then conduct a hearing to determine whether to recommend to the full Commission that the proposed facility should be exempt from the CEC's power plant certification process. This hearing will provide the public as well as local, state and federal agencies and California Native American tribes the opportunity to provide input on the exemption request. Subsequent steps include issuance of a proposed decision by the Committee, and possible adoption of that decision by the CEC at a Business Meeting or hearing. Should the exemption be granted, the applicant would still need to secure the appropriate licenses and permits from relevant local, state, and federal agencies to construct and operate the proposed project.

Public Participation: The CEC welcomes public participation in the SPPE evaluation process. A copy of the SPPE application as well as other project information can be found on the CEC website at: <https://ww2.energy.ca.gov/siting/cases/missioncollege/>. To stay informed about this project and receive notice of upcoming meetings and workshops, please sign up on the project list serve, which can be accessed on the same project webpage. The list serve sends out e-mail notifications when documents and notices are posted to the project webpage.

For questions about the project, please contact: Leonidas Payne, Project Manager
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For questions about public participation, please contact the CEC Public Advisor.
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