

**DOCKETED**

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Memorandum

**To:** Commissioner Karen Douglas, Presiding Member  
Commissioner Patty Monahan, Associate Member

**Date:** October 15, 2020

**From:** California Energy Commission  
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**Subject: STATUS REPORT #7 FOR THE SAN JOSE CITY DATA CENTER SMALL POWER PLANT EXEMPTION (19-SPPE-04)**

In its May 12, 2020 order (Committee Scheduling Order), the Committee ordered all parties to file and serve a Status Report on the 15th of each month, beginning with May 15, 2020.

Since staff filed Status Report #6 on September 15, 2020, staff has continued to meet with the applicant, City of San Jose, the Bay Area Air Quality Management District (BAAQMD), and the California Air Resources board (CARB) to ensure a complete Environmental Impact Report is developed that includes City- and BAAQMD- specific details. To comply with CEQA procedural requirements, staff is also drafting the Notice of Preparation of an Environmental Impact Report for the project. Staff is anticipating submittals from the applicant by October 30, 2020, according to the applicant's Status Report #7. These submittals should complete the outstanding responses to data requests, including transmission line reconductoring details and a transportation analysis report.

After consultation with the City of San Jose on the issue of vehicle miles traveled, staff anticipates that some form of mitigation will be required to address traffic impacts. For the topic of Air Quality, staff has been working with BAAQMD and CARB on a range of alternatives to consider in the analysis.