

<b>DOCKETED</b>	
<b>Docket Number:</b>	19-SPPE-03
<b>Project Title:</b>	Sequoia Data Center
<b>TN #:</b>	238119
<b>Document Title:</b>	Notice of Intent et al
<b>Description:</b>	NOTICE OF: INTENT TO ADOPT A MITIGATED NEGATIVE DECLARATION, AVAILABILITY OF THE REVISED COMMITTEE PROPOSED DECISION, PUBLIC COMMENT PERIOD, AND CALIFORNIA ENERGY COMMISSION HEARING
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<b>Organization:</b>	Energy Commission Hearing Office
<b>Submitter Role:</b>	Committee
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**State of California  
State Energy Resources Conservation and  
Development Commission  
1516 Ninth Street, Sacramento, CA 95814  
1-800-822-6228 – www.energy.ca.gov**

**APPLICATION FOR SMALL POWER PLANT  
EXEMPTION FOR THE:**

***SEQUOIA BACKUP GENERATING  
FACILITY***

**Docket No. 19-SPPE-03**

**NOTICE OF: INTENT TO ADOPT A MITIGATED NEGATIVE  
DECLARATION, AVAILABILITY OF THE REVISED COMMITTEE  
PROPOSED DECISION, PUBLIC COMMENT PERIOD, AND  
CALIFORNIA ENERGY COMMISSION HEARING**

**I. NOTICE OF INTENT TO ADOPT A MITIGATED NEGATIVE DECLARATION**

On August 14, 2019, C1-Santa Clara, LLC (Applicant) submitted an application for a small powerplant exemption for the proposed Sequoia Backup Generating Facility in Santa Clara, California (the Application), to the California Energy Commission (CEC)<sup>1</sup>. The Applicant proposes to build 54 standby diesel generators (Backup Generators), each with a maximum peak rating of 2.25 megawatts (MW), as part of an uninterruptible power supply to the Sequoia Data Center (Data Center) during interruptions of the electrical supply. The Applicant also proposes to build a substation for Silicon Valley Power (SVP), the electrical provider. The generators would not be interconnected to the electric transmission grid, and any electricity generated could be used only for the Sequoia Data Center. The Data Center, Backup Generators, the new substation, and other features are collectively referred to as “the Project”.

In accordance with the California Environmental Quality Act (CEQA) (Public Resources Code, § 21000 et seq.) and the CEQA Guidelines (California Code of Regulations, title 14, § 15000 et seq.), CEC Staff has prepared a Revised Initial Study and Proposed Mitigated Negative Declaration for the Project that evaluates the generating capacity of the Backup Generators and the Project’s potential impacts on the environment and energy resources.

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<sup>1</sup> The CEC is formally known as the “State Energy Resources Conservation and Development Commission.” (Pub. Resources Code, § 25200.)

Additional information about the Project may be viewed on the CEC [Sequoia Data Center webpage](https://ww2.energy.ca.gov/sitingcases/sequoia) at <https://ww2.energy.ca.gov/sitingcases/sequoia>.

The Committee assigned to preside over the Application proceeding,<sup>2</sup> has determined that a mitigated negative declaration is appropriate for this Project. Copies of the Revised Committee Proposed Decision, that includes the Revised Initial Study and the proposed Mitigated Negative Declaration, may be found at

<https://efiling.energy.ca.gov/Lists/DocketLog.aspx?docketnumber=19-SPPE-03>

This Notice of Intent is being published in the San Jose Mercury News in accordance with CEQA Guidelines section 15072(b). Additionally, this Notice of Intent is being provided to responsible agencies, trustee agencies, the Santa Clara County Clerk, and organizations and individuals who have previously requested such notice.

For additional information about the public review and comment period and how to submit comments, please see “**Notice of Public Comment Period**” section.

## **II. NOTICE OF AVAILABILITY**

On June 4, 2021, the Committee issued its Revised Committee Proposed Decision (Revised Proposed Decision), as required by California Code of Regulations, title 20, section 1945(a). The Revised Proposed Decision was filed with the CEC’s Docket Unit and a link to the internet-posted document was e-mailed to the Proof of Service list and the Sequoia Backup Generating Facility SPPE listserv. The [Revised Proposed Decision](#) may be viewed on the CEC’s website at:

<https://efiling.energy.ca.gov/GetDocument.aspx?tn=238118>

For a printed copy, please call the CEC’s Publications Unit at (916) 654-5200 and ask for Publication No. **CEC-700-2020-004-REV**.

## **III. NOTICE OF PUBLIC COMMENT PERIOD**

The parties to the Application proceeding, interested persons, public agencies, and other entities may submit written comments on the Revised Initial Study and proposed Mitigated Negative Declaration and the Revised Proposed Decision prior to the CEC hearing where both will be considered for adoption. The CEC requests that written comments on the Revised Proposed Decision be filed by **5:00 p.m. on June 24, 2021**.

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<sup>2</sup> The CEC appointed a Committee consisting of Karen Douglas, Commissioner and Presiding Member, and Patty Monahan, Commissioner and Associate Member, on September 11, 2019 (TN 229721).

To ensure that your written comments are considered, they must be electronically uploaded to the e-filing system, or received by the Docket Unit via email, or physically delivered via mail on or before that date.

Comments may be submitted electronically at the [Sequoia Data Center webpage](https://efiling.energy.ca.gov/Ecomment/Ecomment.aspx?docketnumber=19-SPPE-03) found at <https://efiling.energy.ca.gov/Ecomment/Ecomment.aspx?docketnumber=19-SPPE-03>.

Otherwise, written comments may be submitted for posting on the proceeding docket by e-mailing them to the [docket unit](mailto:docket@energy.ca.gov) at [docket@energy.ca.gov](mailto:docket@energy.ca.gov), or by U.S. Mail to:

California Energy Commission  
Docket Unit  
Docket number: 19-SPPE-03  
1516 Ninth Street, MS-14  
Sacramento, CA 95814

For all comments, please include the docket number and proceeding name “**Docket No. 19-SPPE-03, Sequoia Backup Generating Facility**” in the subject line and on the cover page.

**Please note:** Your written and oral comments, attachments, and associated contact information (e.g., your address, phone, e-mail, etc.) become part of the viewable public record. Additionally, this information may become available via search engines such as Google and Bing.

Following the end of the comment period, the Committee, if appropriate, may issue errata describing changes it recommends to the Revised Proposed Decision.

#### **IV. NOTICE OF CEC HEARING AT THE BUSINESS MEETING**

**PLEASE TAKE NOTICE** that the CEC will conduct a public hearing at the June 25, 2021, Business Meeting to consider the Revised Proposed Decision (which recommends adoption of a Mitigated Negative Declaration and Mitigated Monitoring or Reporting Program for the Project and approval of an SPPE for the Sequoia Backup Generating Facility), any errata, and comments. The Business Meeting information is as follows:

**Friday, June 25, 2021**  
**The Business Meeting Begins at 10:00 a.m.**

**REMOTE ACCESS ONLY**

***The CEC’s June 25, 2021, Business Meeting will be held remotely, consistent with Executive Orders N-25-20 and N-29-20 and the recommendations from the California Department of Public Health to encourage physical distancing in order to slow the spread of COVID-19. The public will be able to participate and/or observe the meeting consistent with the direction in these executive orders.***

To participate remotely, see the instructions below under the section “**PARTICIPATING REMOTELY.**”

## **PURPOSE OF THE CEC HEARING**

The purpose of this hearing is for consideration and possible adoption of 1) the above-described Initial Study and Mitigated Negative Declaration and 2) the Revised Proposed Decision and any errata. The parties to the Application proceeding, interested persons, public agencies, and other entities may participate and offer oral and written comments on the Project, the Revised Initial Study and proposed Mitigated Negative Declaration, and the Revised Proposed Decision.

If the Revised Proposed Decision is adopted, the CEC will compile a Final Commission Decision that incorporates the CEC Adoption Order, Committee Revised Proposed Decision, any errata, and any modifications made by the CEC during the June 25, 2021, Business Meeting into a single document for the convenience of the parties and the public.

## **PARTICIPATING REMOTELY**

[Click here](https://energy.zoom.us/j/93869230237?pwd=Zm96c09ULzdXTjd4eldtUXdnUGErzd09) to view and listen to this meeting via Zoom  
(<https://energy.zoom.us/j/93869230237?pwd=Zm96c09ULzdXTjd4eldtUXdnUGErzd09>)

You may also [access Zoom](https://join.zoom.us) at this address, <https://join.zoom.us>, and enter event number 938-6923-0237. The meeting password is mtg@10am.

Zoom technical support is available at (888) 799-9666 ext. 2, or you may email the [CEC’s Public Advisor’s Office](mailto:publicadvisor@energy.ca.gov) at [publicadvisor@energy.ca.gov](mailto:publicadvisor@energy.ca.gov), or by phone at (800) 822-6228. You may also visit [Zoom’s help center](https://support.zoom.us/hc/) at <https://support.zoom.us/hc/>.

To participate by telephone: Dial (669) 900-6833 or (888) 475-4499 (toll free) and enter webinar ID: 938 6923 0237.

Note that in order to comment or ask a question, you must call 1-888-823-5065 as described above or you may email concise comments before the Business Meeting with your main point to the [Public Advisor’s Office](mailto:publicadvisor@energy.ca.gov) at [publicadvisor@energy.ca.gov](mailto:publicadvisor@energy.ca.gov) to have the CEC’s public advisor verbally relate the comments.

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**[www.energy.ca.gov/business\\_meetings](http://www.energy.ca.gov/business_meetings)**. To have the Business Meeting agenda emailed to you, enter your contact information under “Subscribe.”

**PUBLIC ADVISOR AND OTHER CEC CONTACTS**

The Public Advisor’s Office provides the public assistance in participating in CEC proceedings. For information on how to participate in this Business Meeting or to request language services or other reasonable accommodations, please contact **[Public Advisor Noemí O. Gallardo](#)**, at [publicadvisor@energy.ca.gov](mailto:publicadvisor@energy.ca.gov), or by phone at (916) 654-4489, or toll free at (800) 822-6228. Requests for language services and reasonable accommodations should be made at least five days in advance. The CEC will work diligently to accommodate all requests.

Direct questions of a procedural nature to **[Susan Cochran, Hearing Officer](#)**, by e-mail at [susan.cochran@energy.ca.gov](mailto:susan.cochran@energy.ca.gov) or (916) 891-8078.

Direct technical questions concerning the Sequoia Backup Generating Facility SPPE to **[Leonidas Payne, Staff Project Manager](#)**, by e-mail at [leonidas.payne@energy.ca.gov](mailto:leonidas.payne@energy.ca.gov) or (916) 838-2324.

Media inquiries should be sent to the **[Media and Public Communications Office](#)** at [mediaoffice@energy.ca.gov](mailto:mediaoffice@energy.ca.gov) or (916) 654-4989.

**AVAILABILITY OF DOCUMENTS**

Information regarding the status of the Sequoia Backup Generating Facility SPPE, as well as notices and other relevant documents pertaining to this proceeding, may be viewed on the **[Sequoia Data Center webpage](#)** at <https://ww2.energy.ca.gov/sitingcases/Sequoia/>.

Dated: June 4, 2021

Dated: June 4, 2021

**APPROVED BY:**

**APPROVED BY:**

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Karen Douglas  
Commissioner and Presiding Member  
Sequoia Backup Generating Facility  
SPPE Committee

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Patty Monahan  
Commissioner and Associate Member  
Sequoia Backup Generating Facility  
SPPE Committee