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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

COMMISSION ORDER ON REVISED COMMITTEE PROPOSED DECISION

By this **ORDER**, the California Energy Commission (CEC) hereby adopts as its own Commission Decision the Revised Committee Proposed Decision dated June 4, 2021.¹ The Commission Decision addresses the Application for a Small Power Plant Exemption submitted by C1-Santa Clara, LLC (Applicant) for the Sequoia Backup Generating Facility, which includes 54 2.25 megawatts diesel generators (Backup Generators) to support the Sequoia Data Center's uninterruptible power supply system. The Sequoia Data Center, the Backup Generators, and related activities, are collectively referred to herein as "the Project."

The Commission Decision is based upon the hearing record of these proceedings. The Initial Study/Mitigated Negative Declaration and the entire hearing record are on file in the CEC's Docket Unit, located at 1516 Ninth Street, Sacramento, CA, 95814, and are available for inspection by any interested person. The documents and other materials that make up the record of this proceeding relied upon in making this decision are also available online on the [CEC's web page](https://ww2.energy.ca.gov/sitingcases/Sequoia/) at <https://ww2.energy.ca.gov/sitingcases/Sequoia/>.

FINDINGS

We hereby adopt the following findings pursuant to Public Resources Code sections 21000 et seq. and 25541 and applicable implementing regulations, in addition to those contained in the Commission Decision:

1. The generating capacity of the Backup Generators will not exceed 100 megawatts.
2. The demolition, construction and operation activities of the Project will not create a substantial adverse impact on the environment.

¹ TN 238118.

3. The demolition, construction and operation activities of the Project will not create a substantial adverse impact on energy resources.

ORDER

Therefore, we order the following:

1. The Revised Committee Proposed Decision, filed on June 4, 2021, with the exception of Attachment A is adopted as the Commission Decision and incorporated by reference into this Order. This Order is adopted, issued, effective, and final on June 25, 2021.
2. The Sequoia Backup Generating Facility is **GRANTED** a Small Power Plant Exemption from the Application for Certification provisions of the CEC's power plant licensing process.
3. The Hearing and Policy Unit of the CEC Chief Counsel's Office shall incorporate the Revised Committee Proposed Decision into a single document to be named "Commission Final Decision." The Hearing and Policy Unit of the CEC Chief Counsel's Office is directed to update footnote 131 on page 14, footnotes 132 and 134 on page 15, and footnote 166 on page 21 to reflect the relevant transaction number from the docket for the identified documents in preparing the Commission Final Decision. Preparation and publication of the Commission Final Decision shall not affect the adoption, issuance, effectiveness, or finality of this Order.
4. The CEC staff shall transmit a Notice of Determination to the State Clearinghouse within five (5) business days of June 25, 2021, subject to Applicant being responsible for payment of all applicable filing fees.

CERTIFICATION

The undersigned Secretariat to the CEC does hereby certify that the foregoing is a full, true, and correct copy of an Order duly and regularly adopted at a meeting of the CEC held on June 25, 2021.

AYE: Hochschild, Douglas, McAllister, Monahan, Gunda

NAY: NONE

ABSENT: NONE

ABSTAIN: NONE



Patricia Carlos
Secretariat