

DOCKETED	
Docket Number:	22-SPPE-01
Project Title:	Bowers Backup Generating Facility
TN #:	246786
Document Title:	Tribal Consultation Letters
Description:	N/A
Filer:	Ann Crisp
Organization:	California Energy Commission
Submitter Role:	Commission Staff
Submission Date:	10/25/2022 11:37:47 AM
Docketed Date:	10/25/2022



CALIFORNIA ENERGY COMMISSION



October 6, 2022

Tamien Nation
Quirina Luna Geary, Chairperson
PO Box 8053
San Jose, CA, 95155

Dear Honorable Quirina Luna Geary,

The California Energy Commission (CEC) is responsible for preparing an environmental analysis for the Bowers Backup Generating Facility (BBGF) and invites Tamien Nation to consult regarding this project.

This letter provides general information concerning the BBGF project and invites you to participate in CEC consultations, in accordance with the obligations pursuant to Public Resources Code, section 21080.3.1.

California Energy Commission Jurisdiction and Small Power Plant Exemption

The CEC has the exclusive authority to certify all thermal power plants (50 megawatts [MW] and greater) and related facilities proposed for construction in California. The small power plant exemption (SPPE) process allows applicants with facilities between 50 and 100 MW to obtain an exemption from CEC's jurisdiction and proceed with local permitting rather than requiring CEC certification. 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. In this case, the facility is subject to CEC's licensing authority unless the exemption is granted. Public Resources Code, section 25519(c) designates the CEC as the lead agency, in accordance with the California Environmental Quality Act (CEQA), for all facilities seeking an SPPE.

Bowers Backup Generating Facility Description

The CEC received an SPPE application from GI Partners (the applicant) on August 31, 2022, for the proposed BBGF (22-SPPE-01). The BBGF would include 32 diesel-fired Tier 4 compliant backup generators to replace the electricity needs of the data center, and its redundant critical cooling equipment and other general building and life safety services in case of a loss of utility power. The generators would exclusively be interconnected to the BBGF and would not be electrically interconnected to the electrical transmission grid.

The approximately 5.12-acre proposed project site, at 2805 Bowers Avenue is in an area zoned for light industrial uses in the city of Santa Clara, California. The site is currently designated High Intensity Office/R&D under the adopted City of Santa Clara 2010-2035 General Plan. The project would request a general plan amendment of the site to Light Industrial by request of the City of Santa Clara. The proposed project site is currently developed with an approximately 55,000-square foot, two-story office building and associated paved surface parking. The applicant proposes to demolish the existing building and construct a four-story 244,068-square foot data center building, exterior generator yard (the BBGF), electrical substation, 62 surface parking spaces, fencing, landscaping, and utility pipeline connections. The project would include an approximately 2,600-foot-long recycled water pipeline extension within the public right-of-way along Bowers Avenue and Walsh Avenue. The applicant proposes to remove 48 trees on-site. New landscaping is proposed that would consist of 69 trees, large and medium shrubs, and groundcovers along the property boundaries, building perimeters, and stormwater treatment facilities, as well as landscape beds distributed throughout the parking facilities. Additionally, the applicant proposes to construct stormwater treatment areas consisting of bioretention areas. The stormwater treatment areas would be located along the perimeter of the project site.

CEC staff would like to consult with you to better understand Native American concerns regarding this project. Please respond to this letter in writing within 30 days if Tamien Nation would like to request consultation pursuant to Public Resources Code, Section 21080.3.1.

If you would like to be notified by email whenever a public meeting is scheduled or a document is posted to the project website, you may sign up for the project listserv on the CEC main web page listed below. To review the Bowers Backup Generating Facility, and find more information about the project, please visit the project webpage: <https://www.energy.ca.gov/powerplant/reciprocating-engine/bowers-backup-generating-facility>

Should you request, CEC staff will arrange for a separate consultation meeting to discuss issues that you may wish to hold in confidence from the general public.

CEC staff welcomes your comments and questions. Please do not hesitate to contact Gabriel Roark at (916) 237-2544 or by email at gabriel.roark@energy.ca.gov.

Sincerely,



Katrina Leni-Konig
California Energy Commission Tribal Liaison



CALIFORNIA ENERGY COMMISSION



October 6, 2022

Tamien Nation
Johnathan Wasaka Costillas, THPO
PO Box 866
Clearlake Oaks, CA, 94523

Dear Johnathan Wasaka Costillas,

The California Energy Commission (CEC) is responsible for preparing an environmental analysis for the Bowers Backup Generating Facility (BBGF) and invites Tamien Nation to consult regarding this project.

This letter provides general information concerning the BBGF project and invites you to participate in CEC consultations, in accordance with the obligations pursuant to Public Resources Code, section 21080.3.1.

California Energy Commission Jurisdiction and Small Power Plant Exemption

The CEC has the exclusive authority to certify all thermal power plants (50 megawatts [MW] and greater) and related facilities proposed for construction in California. The small power plant exemption (SPPE) process allows applicants with facilities between 50 and 100 MW to obtain an exemption from CEC's jurisdiction and proceed with local permitting rather than requiring CEC certification. 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. In this case, the facility is subject to CEC's licensing authority unless the exemption is granted. Public Resources Code, section 25519(c) designates the CEC as the lead agency, in accordance with the California Environmental Quality Act (CEQA), for all facilities seeking an SPPE.

Bowers Backup Generating Facility Description

The CEC received an SPPE application from GI Partners (the applicant) on August 31, 2022, for the proposed BBGF (22-SPPE-01). The BBGF would include 32 diesel-fired Tier 4 compliant backup generators to replace the electricity needs of the data center, and its redundant critical cooling equipment and other general building and life safety services in case of a loss of utility power. The generators would exclusively be interconnected to the BBGF and would not be electrically interconnected to the electrical transmission grid.

The approximately 5.12-acre proposed project site, at 2805 Bowers Avenue is in an area zoned for light industrial uses in the city of Santa Clara, California. The site is currently designated High Intensity Office/R&D under the adopted City of Santa Clara 2010-2035 General Plan. The project would request a general plan amendment of the site to Light Industrial by request of the City of Santa Clara. The proposed project site is currently developed with an approximately 55,000-square foot, two-story office building and associated paved surface parking. The applicant proposes to demolish the existing building and construct a four-story 244,068-square foot data center building, exterior generator yard (the BBGF), electrical substation, 62 surface parking spaces, fencing, landscaping, and utility pipeline connections. The project would include an approximately 2,600-foot-long recycled water pipeline extension within the public right-of-way along Bowers Avenue and Walsh Avenue. The applicant proposes to remove 48 trees on-site. New landscaping is proposed that would consist of 69 trees, large and medium shrubs, and groundcovers along the property boundaries, building perimeters, and stormwater treatment facilities, as well as landscape beds distributed throughout the parking facilities. Additionally, the applicant proposes to construct stormwater treatment areas consisting of bioretention areas. The stormwater treatment areas would be located along the perimeter of the project site.

CEC staff would like to consult with you to better understand Native American concerns regarding this project. Please respond to this letter in writing within 30 days if Tamien Nation would like to request consultation pursuant to Public Resources Code, Section 21080.3.1.

If you would like to be notified by email whenever a public meeting is scheduled or a document is posted to the project website, you may sign up for the project listserv on the CEC main web page listed below. To review the Bowers Backup Generating Facility, and find more information about the project, please visit the project webpage: <https://www.energy.ca.gov/powerplant/reciprocating-engine/bowers-backup-generating-facility>

Should you request, CEC staff will arrange for a separate consultation meeting to discuss issues that you may wish to hold in confidence from the general public.

CEC staff welcomes your comments and questions. Please do not hesitate to contact Gabriel Roark at (916) 237-2544 or by email at gabriel.roark@energy.ca.gov.

Sincerely,

A handwritten signature in black ink, appearing to read 'Kat Leni-Konig', written in a cursive style.

Katrina Leni-Konig
California Energy Commission Tribal Liaison



CALIFORNIA ENERGY COMMISSION



October 6, 2022

Wuksachi Indian Tribe/Eshom Valley Band
Kenneth Woodrow, Chairperson
1179 Rock Haven Ct.
Salinas, CA, 93906

Dear Honorable Kenneth Woodrow:

The California Energy Commission (CEC) is responsible for preparing an environmental analysis for the Bowers Backup Generating Facility (BBGF) and invites Wuksachi Indian Tribe/Eshom Valley Band to consult regarding this project.

This letter provides general information concerning the BBGF project and invites you to participate in CEC consultations, in accordance with the obligations pursuant to Public Resources Code, section 21080.3.1.

California Energy Commission Jurisdiction and Small Power Plant Exemption

The CEC has the exclusive authority to certify all thermal power plants (50 megawatts [MW] and greater) and related facilities proposed for construction in California. The small power plant exemption (SPPE) process allows applicants with facilities between 50 and 100 MW to obtain an exemption from CEC's jurisdiction and proceed with local permitting rather than requiring CEC certification. 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. In this case, the facility is subject to CEC's licensing authority unless the exemption is granted. Public Resources Code, section 25519(c) designates the CEC as the lead agency, in accordance with the California Environmental Quality Act (CEQA), for all facilities seeking an SPPE.

Bowers Backup Generating Facility Description

The CEC received an SPPE application from GI Partners (the applicant) on August 31, 2022, for the proposed BBGF (22-SPPE-01). The BBGF would include 32 diesel-fired Tier 4 compliant backup generators to replace the electricity needs of the data center, and its redundant critical cooling equipment and other general building and life safety services in case of a loss of utility power. The generators would exclusively be interconnected to the BBGF and would not be electrically interconnected to the electrical transmission grid.

The approximately 5.12-acre proposed project site, at 2805 Bowers Avenue is in an area zoned for light industrial uses in the city of Santa Clara, California. The site is currently designated High Intensity Office/R&D under the adopted City of Santa Clara 2010-2035 General Plan. The project would request a general plan amendment of the site to Light Industrial by request of the City of Santa Clara. The proposed project site is currently developed with an approximately 55,000-square foot, two-story office building and associated paved surface parking. The applicant proposes to demolish the existing building and construct a four-story 244,068-square foot data center building, exterior generator yard (the BBGF), electrical substation, 62 surface parking spaces, fencing, landscaping, and utility pipeline connections. The project would include an approximately 2,600-foot-long recycled water pipeline extension within the public right-of-way along Bowers Avenue and Walsh Avenue. The applicant proposes to remove 48 trees on-site. New landscaping is proposed that would consist of 69 trees, large and medium shrubs, and groundcovers along the property boundaries, building perimeters, and stormwater treatment facilities, as well as landscape beds distributed throughout the parking facilities. Additionally, the applicant proposes to construct stormwater treatment areas consisting of bioretention areas. The stormwater treatment areas would be located along the perimeter of the project site.

CEC staff would like to consult with you to better understand Native American concerns regarding this project. Please respond to this letter in writing within 30 days if Wuksachi Indian Tribe/Eshom Valley Band would like to request consultation pursuant to Public Resources Code, Section 21080.3.1.

If you would like to be notified by email whenever a public meeting is scheduled or a document is posted to the project website, you may sign up for the project listserv on the CEC main web page listed below. To review the Bowers Backup Generating Facility, and find more information about the project, please visit the project webpage: <https://www.energy.ca.gov/powerplant/reciprocating-engine/bowers-backup-generating-facility>

Should you request, CEC staff will arrange for a separate consultation meeting to discuss issues that you may wish to hold in confidence from the general public.

CEC staff welcomes your comments and questions. Please do not hesitate to contact Gabriel Roark at (916) 237-2544 or by email at gabriel.roark@energy.ca.gov.

Sincerely,



Katrina Leni-Konig
California Energy Commission Tribal Liaison



CALIFORNIA ENERGY COMMISSION



October 6, 2022

Indian Canyon Mutsun Band of Costanoan
Ann Marie Sayers, Chairperson
P.O. Box 28
Hollister, CA, 95024

Dear Honorable Ann Marie Sayers,

The California Energy Commission (CEC) is responsible for preparing an environmental analysis for the Bowers Backup Generating Facility (BBGF) and invites Indian Canyon Mutsun Band of Costanoan to consult regarding this project.

This letter provides general information concerning the proposed BBGF and invites you to participate in CEC consultations, pursuant to the CEC's Tribal Consultation Policy.

California Energy Commission Jurisdiction and Small Power Plant Exemption

The CEC has the exclusive authority to certify all thermal power plants (50 megawatts [MW] and greater) and related facilities proposed for construction in California. The small power plant exemption (SPPE) process allows applicants with facilities between 50 and 100 MW to obtain an exemption from CEC's jurisdiction and proceed with local permitting rather than requiring CEC certification. 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. In this case, the facility is subject to CEC's licensing authority unless the exemption is granted. Public Resources Code, section 25519(c) designates the CEC as the lead agency, in accordance with the California Environmental Quality Act (CEQA), for all facilities seeking an SPPE.

Bowers Backup Generating Facility Description

The CEC received an SPPE application from GI Partners (the applicant) on August 31, 2022, for the proposed BBGF (22-SPPE-01). The BBGF would include 32 diesel-fired Tier 4 compliant backup generators to replace the electricity needs of the data center, and its redundant critical cooling equipment and other general building and life safety services in case of a loss of utility power. The generators would exclusively be interconnected to the BBGF and would not be electrically interconnected to the electrical transmission grid.

The approximately 5.12-acre proposed project site, at 2805 Bowers Avenue is in an area zoned for light industrial uses in the city of Santa Clara, California. The site is currently designated High Intensity Office/R&D under the adopted City of Santa Clara 2010-2035 General Plan. The project would request a general plan amendment of the site to Light Industrial by request of the City of Santa Clara. The proposed project site is currently developed with an approximately 55,000-square foot, two-story office building and associated paved surface parking. The applicant proposes to demolish the existing building and construct a four-story 244,068-square foot data center building, exterior generator yard, electrical substation, 62 surface parking spaces, fencing, landscaping, and utility pipeline connections. The project would include an approximately 2,600-foot-long recycled water pipeline extension within the public right-of-way along Bowers Avenue and Walsh Avenue. The applicant proposes to remove 48 trees on-site. New landscaping is proposed that would consist of 69 trees, large and medium shrubs, and groundcovers along the property boundaries, building perimeters, and stormwater treatment facilities, as well as landscape beds distributed throughout the parking facilities. Additionally, the applicant proposes to construct stormwater treatment areas consisting of bioretention areas. The stormwater treatment areas would be located along the perimeter of the project site.

CEC staff would like to consult with you to better understand Native American concerns regarding this project. Please respond to this letter in writing within 30 days if Indian Canyon Mutsun Band of Costanoan would like to request consultation pursuant to the CEC's Tribal Consultation Policy.

If you would like to be notified by email whenever a public meeting is scheduled or a document is posted to the project website, you may sign up for the project listserv on the CEC main web page listed below. To review the Bowers Backup Generating Facility, and find more information about the project, please visit the project webpage: <https://www.energy.ca.gov/powerplant/reciprocating-engine/bowers-backup-generating-facility>

Should you request, CEC staff will arrange for a separate consultation meeting to discuss issues that you may wish to hold in confidence from the general public.

CEC staff welcomes your comments and questions. Please do not hesitate to contact Gabriel Roark at (916) 237-2544 or by email at gabriel.roark@energy.ca.gov.

Sincerely,

A handwritten signature in black ink, appearing to read 'Katrina Leni-Konig', written in a cursive style.

Katrina Leni-Konig
California Energy Commission Tribal Liaison



CALIFORNIA ENERGY COMMISSION



October 6, 2022

Muwekma Ohlone Indian Tribe of the SF Bay Area
Charlene Nijmeh, Chairperson
20885 Redwood Road, Suite 232
Castro Valley, CA, 94546

Dear Honorable Charlene Nijmeh,

The California Energy Commission (CEC) is responsible for preparing an environmental analysis for the Bowers Backup Generating Facility (BBGF) and invites Muwekma Ohlone Indian Tribe of the SF Bay Area to consult regarding this project.

This letter provides general information concerning the proposed BBGF and invites you to participate in CEC consultations, pursuant to the CEC's Tribal Consultation Policy.

California Energy Commission Jurisdiction and Small Power Plant Exemption

The CEC has the exclusive authority to certify all thermal power plants (50 megawatts [MW] and greater) and related facilities proposed for construction in California. The small power plant exemption (SPPE) process allows applicants with facilities between 50 and 100 MW to obtain an exemption from CEC's jurisdiction and proceed with local permitting rather than requiring CEC certification. 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. In this case, the facility is subject to CEC's licensing authority unless the exemption is granted. Public Resources Code, section 25519(c) designates the CEC as the lead agency, in accordance with the California Environmental Quality Act (CEQA), for all facilities seeking an SPPE.

Bowers Backup Generating Facility Description

The CEC received an SPPE application from GI Partners (the applicant) on August 31, 2022, for the proposed BBGF (22-SPPE-01). The BBGF would include 32 diesel-fired Tier 4 compliant backup generators to replace the electricity needs of the data center, and its redundant critical cooling equipment and other general building and life safety services in case of a loss of utility power. The generators would exclusively be interconnected to the BBGF and would not be electrically interconnected to the electrical transmission grid.

The approximately 5.12-acre proposed project site, at 2805 Bowers Avenue is in an area zoned for light industrial uses in the city of Santa Clara, California. The site is currently designated High Intensity Office/R&D under the adopted City of Santa Clara 2010-2035 General Plan. The project would request a general plan amendment of the site to Light Industrial by request of the City of Santa Clara. The proposed project site is currently developed with an approximately 55,000-square foot, two-story office building and associated paved surface parking. The applicant proposes to demolish the existing building and construct a four-story 244,068-square foot data center building, exterior generator yard, electrical substation, 62 surface parking spaces, fencing, landscaping, and utility pipeline connections. The project would include an approximately 2,600-foot-long recycled water pipeline extension within the public right-of-way along Bowers Avenue and Walsh Avenue. The applicant proposes to remove 48 trees on-site. New landscaping is proposed that would consist of 69 trees, large and medium shrubs, and groundcovers along the property boundaries, building perimeters, and stormwater treatment facilities, as well as landscape beds distributed throughout the parking facilities. Additionally, the applicant proposes to construct stormwater treatment areas consisting of bioretention areas. The stormwater treatment areas would be located along the perimeter of the project site.

CEC staff would like to consult with you to better understand Native American concerns regarding this project. Please respond to this letter in writing within 30 days if Muwekma Ohlone Indian Tribe of the SF Bay Area would like to request consultation pursuant to the CEC's Tribal Consultation Policy.

If you would like to be notified by email whenever a public meeting is scheduled or a document is posted to the project website, you may sign up for the project listserv on the CEC main web page listed below. To review the Bowers Backup Generating Facility, and find more information about the project, please visit the project webpage: <https://www.energy.ca.gov/powerplant/reciprocating-engine/bowers-backup-generating-facility>

Should you request, CEC staff will arrange for a separate consultation meeting to discuss issues that you may wish to hold in confidence from the general public.

CEC staff welcomes your comments and questions. Please do not hesitate to contact Gabriel Roark at (916) 237-2544 or by email at gabriel.roark@energy.ca.gov.

Sincerely,



Katrina Leni-Konig
California Energy Commission Tribal Liaison



CALIFORNIA ENERGY COMMISSION



October 6, 2022

Muwekma Ohlone Indian Tribe of the SF Bay Area
Monica Arellano, Vice Chairwoman
20885 Redwood Road, Suite 232
Castro Valley, CA, 94546

Dear Honorable Monica Arellano:

The California Energy Commission (CEC) is responsible for preparing an environmental analysis for the Bowers Backup Generating Facility (BBGF) and invites Muwekma Ohlone Indian Tribe of the SF Bay Area to consult regarding this project.

This letter provides general information concerning the proposed BBGF and invites you to participate in CEC consultations, pursuant to the CEC's Tribal Consultation Policy.

California Energy Commission Jurisdiction and Small Power Plant Exemption

The CEC has the exclusive authority to certify all thermal power plants (50 megawatts [MW] and greater) and related facilities proposed for construction in California. The small power plant exemption (SPPE) process allows applicants with facilities between 50 and 100 MW to obtain an exemption from CEC's jurisdiction and proceed with local permitting rather than requiring CEC certification. 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. In this case, the facility is subject to CEC's licensing authority unless the exemption is granted. Public Resources Code, section 25519(c) designates the CEC as the lead agency, in accordance with the California Environmental Quality Act (CEQA), for all facilities seeking an SPPE.

Bowers Backup Generating Facility Description

The CEC received an SPPE application from GI Partners (the applicant) on August 31, 2022, for the proposed BBGF (22-SPPE-01). The BBGF would include 32 diesel-fired Tier 4 compliant backup generators to replace the electricity needs of the data center, and its redundant critical cooling equipment and other general building and life safety services in case of a loss of utility power. The generators would exclusively be interconnected to the BBGF and would not be electrically interconnected to the electrical transmission grid.

The approximately 5.12-acre proposed project site, at 2805 Bowers Avenue is in an area zoned for light industrial uses in the city of Santa Clara, California. The site is currently designated High Intensity Office/R&D under the adopted City of Santa Clara 2010-2035 General Plan. The project would request a general plan amendment of the site to Light Industrial by request of the City of Santa Clara. The proposed project site is currently developed with an approximately 55,000-square foot, two-story office building and associated paved surface parking. The applicant proposes to demolish the existing building and construct a four-story 244,068-square foot data center building, exterior generator yard, electrical substation, 62 surface parking spaces, fencing, landscaping, and utility pipeline connections. The project would include an approximately 2,600-foot-long recycled water pipeline extension within the public right-of-way along Bowers Avenue and Walsh Avenue. The applicant proposes to remove 48 trees on-site. New landscaping is proposed that would consist of 69 trees, large and medium shrubs, and groundcovers along the property boundaries, building perimeters, and stormwater treatment facilities, as well as landscape beds distributed throughout the parking facilities. Additionally, the applicant proposes to construct stormwater treatment areas consisting of bioretention areas. The stormwater treatment areas would be located along the perimeter of the project site.

CEC staff would like to consult with you to better understand Native American concerns regarding this project. Please respond to this letter in writing within 30 days if Muwekma Ohlone Indian Tribe of the SF Bay Area would like to request consultation pursuant to the CEC's Tribal Consultation Policy.

If you would like to be notified by email whenever a public meeting is scheduled or a document is posted to the project website, you may sign up for the project listserv on the CEC main web page listed below. To review the Bowers Backup Generating Facility, and find more information about the project, please visit the project webpage: <https://www.energy.ca.gov/powerplant/reciprocating-engine/bowers-backup-generating-facility>

Should you request, CEC staff will arrange for a separate consultation meeting to discuss issues that you may wish to hold in confidence from the general public.

CEC staff welcomes your comments and questions. Please do not hesitate to contact Gabriel Roark at (916) 237-2544 or by email at gabriel.roark@energy.ca.gov.

Sincerely,

A handwritten signature in black ink, appearing to read 'Katrina Leni-Konig'.

Katrina Leni-Konig
Deputy Public Advisor, Tribal Liaison



CALIFORNIA ENERGY COMMISSION



October 6, 2022

Amah Mutsun Tribal Band of Mission San Juan Bautista
Irene Zwierlein, Chairperson
3030 Soda Bay Road
Lakeport, CA 95453

Dear Irene Zwierlein:

The California Energy Commission (CEC) is responsible for preparing an environmental analysis for the Bowers Backup Generating Facility (BBGF) and invites Amah Mutsun Tribal Band of Mission San Juan Bautista to consult regarding this project.

This letter provides general information concerning the proposed BBGF and invites you to participate in CEC consultations, pursuant to the CEC's Tribal Consultation Policy.

California Energy Commission Jurisdiction and Small Power Plant Exemption

The CEC has the exclusive authority to certify all thermal power plants (50 megawatts [MW] and greater) and related facilities proposed for construction in California. The small power plant exemption (SPPE) process allows applicants with facilities between 50 and 100 MW to obtain an exemption from CEC's jurisdiction and proceed with local permitting rather than requiring CEC certification. 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. In this case, the facility is subject to CEC's licensing authority unless the exemption is granted. Public Resources Code, section 25519(c) designates the CEC as the lead agency, in accordance with the California Environmental Quality Act (CEQA), for all facilities seeking an SPPE.

Bowers Backup Generating Facility Description

The CEC received an SPPE application from GI Partners (the applicant) on August 31, 2022, for the proposed BBGF (22-SPPE-01). The BBGF would include 32 diesel-fired Tier 4 compliant backup generators to replace the electricity needs of the data center, and its redundant critical cooling equipment and other general building and life safety services in case of a loss of utility power. The generators would exclusively be interconnected to the BBGF and would not be electrically interconnected to the electrical transmission grid.

The approximately 5.12-acre proposed project site, at 2805 Bowers Avenue is in an area zoned for light industrial uses in the city of Santa Clara, California. The site is currently designated High Intensity Office/R&D under the adopted City of Santa Clara 2010-2035 General Plan. The project would request a general plan amendment of the site to Light Industrial by request of the City of Santa Clara. The proposed project site is currently developed with an approximately 55,000-square foot, two-story office building and associated paved surface parking. The applicant proposes to demolish the existing building and construct a four-story 244,068-square foot data center building, exterior generator yard, electrical substation, 62 surface parking spaces, fencing, landscaping, and utility pipeline connections. The project would include an approximately 2,600-foot-long recycled water pipeline extension within the public right-of-way along Bowers Avenue and Walsh Avenue. The applicant proposes to remove 48 trees on-site. New landscaping is proposed that would consist of 69 trees, large and medium shrubs, and groundcovers along the property boundaries, building perimeters, and stormwater treatment facilities, as well as landscape beds distributed throughout the parking facilities. Additionally, the applicant proposes to construct stormwater treatment areas consisting of bioretention areas. The stormwater treatment areas would be located along the perimeter of the project site.

CEC staff would like to consult with you to better understand Native American concerns regarding this project. Please respond to this letter in writing within 30 days if Amah Mutsun Tribal Band of Mission San Juan Bautista would like to request consultation pursuant to the CEC's Tribal Consultation Policy.

If you would like to be notified by email whenever a public meeting is scheduled or a document is posted to the project website, you may sign up for the project listserv on the CEC main web page listed below. To review the Bowers Backup Generating Facility, and find more information about the project, please visit the project webpage: <https://www.energy.ca.gov/powerplant/reciprocating-engine/bowers-backup-generating-facility>

Should you request, CEC staff will arrange for a separate consultation meeting to discuss issues that you may wish to hold in confidence from the general public.

CEC staff welcomes your comments and questions. Please do not hesitate to contact Gabriel Roark at (916) 237-2544 or by email at gabriel.roark@energy.ca.gov.

Sincerely,



Katrina Leni-Konig
Deputy Public Advisor and Tribal Liaison



CALIFORNIA ENERGY COMMISSION



October 6, 2022

Amah Mutsun Tribal Band
Valentin Lopez, Chairperson
P.O. Box 5272
Galt, CA, 95632

Dear Valentin Lopez:

The California Energy Commission (CEC) is responsible for preparing an environmental analysis for the Bowers Backup Generating Facility (BBGF) and invites Amah Mutsun Tribal Band to consult regarding this project.

This letter provides general information concerning the proposed BBGF and invites you to participate in CEC consultations, pursuant to the CEC's Tribal Consultation Policy.

California Energy Commission Jurisdiction and Small Power Plant Exemption

The CEC has the exclusive authority to certify all thermal power plants (50 megawatts [MW] and greater) and related facilities proposed for construction in California. The small power plant exemption (SPPE) process allows applicants with facilities between 50 and 100 MW to obtain an exemption from CEC's jurisdiction and proceed with local permitting rather than requiring CEC certification. 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. In this case, the facility is subject to CEC's licensing authority unless the exemption is granted. Public Resources Code, section 25519(c) designates the CEC as the lead agency, in accordance with the California Environmental Quality Act (CEQA), for all facilities seeking an SPPE.

Bowers Backup Generating Facility Description

The CEC received an SPPE application from GI Partners (the applicant) on August 31, 2022, for the proposed BBGF (22-SPPE-01). The BBGF would include 32 diesel-fired Tier 4 compliant backup generators to replace the electricity needs of the data center, and its redundant critical cooling equipment and other general building and life safety services in case of a loss of utility power. The generators would exclusively be interconnected to the BBGF and would not be electrically interconnected to the electrical transmission grid.

The approximately 5.12-acre proposed project site, at 2805 Bowers Avenue is in an area zoned for light industrial uses in the city of Santa Clara, California. The site is currently designated High Intensity Office/R&D under the adopted City of Santa Clara 2010-2035 General Plan. The project would request a general plan amendment of the site to Light Industrial by request of the City of Santa Clara. The proposed project site is currently developed with an approximately 55,000-square foot, two-story office building and associated paved surface parking. The applicant proposes to demolish the existing building and construct a four-story 244,068-square foot data center building, exterior generator yard, electrical substation, 62 surface parking spaces, fencing, landscaping, and utility pipeline connections. The project would include an approximately 2,600-foot-long recycled water pipeline extension within the public right-of-way along Bowers Avenue and Walsh Avenue. The applicant proposes to remove 48 trees on-site. New landscaping is proposed that would consist of 69 trees, large and medium shrubs, and groundcovers along the property boundaries, building perimeters, and stormwater treatment facilities, as well as landscape beds distributed throughout the parking facilities. Additionally, the applicant proposes to construct stormwater treatment areas consisting of bioretention areas. The stormwater treatment areas would be located along the perimeter of the project site.

CEC staff would like to consult with you to better understand Native American concerns regarding this project. Please respond to this letter in writing within 30 days if Amah Mutsun Tribal Band would like to request consultation pursuant to the CEC's Tribal Consultation Policy.

If you would like to be notified by email whenever a public meeting is scheduled or a document is posted to the project website, you may sign up for the project listserv on the CEC main web page listed below. To review the Bowers Backup Generating Facility, and find more information about the project, please visit the project webpage: <https://www.energy.ca.gov/powerplant/reciprocating-engine/bowers-backup-generating-facility>

Should you request, CEC staff will arrange for a separate consultation meeting to discuss issues that you may wish to hold in confidence from the general public.

CEC staff welcomes your comments and questions. Please do not hesitate to contact Gabriel Roark at (916) 237-2544 or by email at gabriel.roark@energy.ca.gov.

Sincerely,



Katrina Leni-Konig
California Energy Commission Tribal Liaison



CALIFORNIA ENERGY COMMISSION



October 6, 2022

North Valley Yokuts Tribe
Timothy Perez
P.O. Box 717
Linden, CA, 95236

Dear Timothy Perez,

The California Energy Commission (CEC) is responsible for preparing an environmental analysis for the Bowers Backup Generating Facility (BBGF) and invites North Valley Yokuts Tribe to consult regarding this project.

This letter provides general information concerning the proposed BBGF and invites you to participate in CEC consultations, pursuant to the CEC's Tribal Consultation Policy.

California Energy Commission Jurisdiction and Small Power Plant Exemption

The CEC has the exclusive authority to certify all thermal power plants (50 megawatts [MW] and greater) and related facilities proposed for construction in California. The small power plant exemption (SPPE) process allows applicants with facilities between 50 and 100 MW to obtain an exemption from CEC's jurisdiction and proceed with local permitting rather than requiring CEC certification. 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. In this case, the facility is subject to CEC's licensing authority unless the exemption is granted. Public Resources Code, section 25519(c) designates the CEC as the lead agency, in accordance with the California Environmental Quality Act (CEQA), for all facilities seeking an SPPE.

Bowers Backup Generating Facility Description

The CEC received an SPPE application from GI Partners (the applicant) on August 31, 2022, for the proposed BBGF (22-SPPE-01). The BBGF would include 32 diesel-fired Tier 4 compliant backup generators to replace the electricity needs of the data center, and its redundant critical cooling equipment and other general building and life safety services in case of a loss of utility power. The generators would exclusively be interconnected to the BBGF and would not be electrically interconnected to the electrical transmission grid.

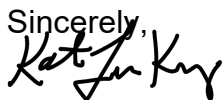
The approximately 5.12-acre proposed project site, at 2805 Bowers Avenue is in an area zoned for light industrial uses in the city of Santa Clara, California. The site is currently designated High Intensity Office/R&D under the adopted City of Santa Clara 2010-2035 General Plan. The project would request a general plan amendment of the site to Light Industrial by request of the City of Santa Clara. The proposed project site is currently developed with an approximately 55,000-square foot, two-story office building and associated paved surface parking. The applicant proposes to demolish the existing building and construct a four-story 244,068-square foot data center building, exterior generator yard, electrical substation, 62 surface parking spaces, fencing, landscaping, and utility pipeline connections. The project would include an approximately 2,600-foot-long recycled water pipeline extension within the public right-of-way along Bowers Avenue and Walsh Avenue. The applicant proposes to remove 48 trees on-site. New landscaping is proposed that would consist of 69 trees, large and medium shrubs, and groundcovers along the property boundaries, building perimeters, and stormwater treatment facilities, as well as landscape beds distributed throughout the parking facilities. Additionally, the applicant proposes to construct stormwater treatment areas consisting of bioretention areas. The stormwater treatment areas would be located along the perimeter of the project site.

CEC staff would like to consult with you to better understand Native American concerns regarding this project. Please respond to this letter in writing within 30 days if North Valley Yokuts Tribe would like to request consultation pursuant to the CEC's Tribal Consultation Policy.

If you would like to be notified by email whenever a public meeting is scheduled or a document is posted to the project website, you may sign up for the project listserv on the CEC main web page listed below. To review the Bowers Backup Generating Facility, and find more information about the project, please visit the project webpage: <https://www.energy.ca.gov/powerplant/reciprocating-engine/bowers-backup-generating-facility>

Should you request, CEC staff will arrange for a separate consultation meeting to discuss issues that you may wish to hold in confidence from the general public.

CEC staff welcomes your comments and questions. Please do not hesitate to contact Gabriel Roark at (916) 237-2544 or by email at gabriel.roark@energy.ca.gov.

Sincerely,


Katrina Leni-Konig
California Energy Commission Tribal Liaison



CALIFORNIA ENERGY COMMISSION



October 6, 2022

Rumsen Am:a Tur:ataj Ohlone
Dee Dee Ybarra, Chairperson
14671 Farmington Street
Hesperia, CA, 92345

Dear Honorable Dee Dee Ybarra,

The California Energy Commission (CEC) is responsible for preparing an environmental analysis for the Bowers Backup Generating Facility (BBGF) and invites Rumsen Am:a Tur:ataj Ohlone to consult regarding this project.

This letter provides general information concerning the proposed BBGF and invites you to participate in CEC consultations, pursuant to the CEC's Tribal Consultation Policy.

California Energy Commission Jurisdiction and Small Power Plant Exemption

The CEC has the exclusive authority to certify all thermal power plants (50 megawatts [MW] and greater) and related facilities proposed for construction in California. The small power plant exemption (SPPE) process allows applicants with facilities between 50 and 100 MW to obtain an exemption from CEC's jurisdiction and proceed with local permitting rather than requiring CEC certification. 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. In this case, the facility is subject to CEC's licensing authority unless the exemption is granted. Public Resources Code, section 25519(c) designates the CEC as the lead agency, in accordance with the California Environmental Quality Act (CEQA), for all facilities seeking an SPPE.

Bowers Backup Generating Facility Description

The CEC received an SPPE application from GI Partners (the applicant) on August 31, 2022, for the proposed BBGF (22-SPPE-01). The BBGF would include 32 diesel-fired Tier 4 compliant backup generators to replace the electricity needs of the data center, and its redundant critical cooling equipment and other general building and life safety services in case of a loss of utility power. The generators would exclusively be interconnected to the BBGF and would not be electrically interconnected to the electrical transmission grid.

The approximately 5.12-acre proposed project site, at 2805 Bowers Avenue is in an area zoned for light industrial uses in the city of Santa Clara, California. The site is currently designated High Intensity Office/R&D under the adopted City of Santa Clara 2010-2035 General Plan. The project would request a general plan amendment of the site to Light Industrial by request of the City of Santa Clara. The proposed project site is currently developed with an approximately 55,000-square foot, two-story office building and associated paved surface parking. The applicant proposes to demolish the existing building and construct a four-story 244,068-square foot data center building, exterior generator yard, electrical substation, 62 surface parking spaces, fencing, landscaping, and utility pipeline connections. The project would include an approximately 2,600-foot-long recycled water pipeline extension within the public right-of-way along Bowers Avenue and Walsh Avenue. The applicant proposes to remove 48 trees on-site. New landscaping is proposed that would consist of 69 trees, large and medium shrubs, and groundcovers along the property boundaries, building perimeters, and stormwater treatment facilities, as well as landscape beds distributed throughout the parking facilities. Additionally, the applicant proposes to construct stormwater treatment areas consisting of bioretention areas. The stormwater treatment areas would be located along the perimeter of the project site.

CEC staff would like to consult with you to better understand Native American concerns regarding this project. Please respond to this letter in writing within 30 days if Rumsen Am: a Tur:ataj Ohlone would like to request consultation pursuant to the CEC's Tribal Consultation Policy.

If you would like to be notified by email whenever a public meeting is scheduled or a document is posted to the project website, you may sign up for the project listserv on the CEC main web page listed below. To review the Bowers Backup Generating Facility, and find more information about the project, please visit the project webpage: <https://www.energy.ca.gov/powerplant/reciprocating-engine/bowers-backup-generating-facility>

Should you request, CEC staff will arrange for a separate consultation meeting to discuss issues that you may wish to hold in confidence from the general public.

CEC staff welcomes your comments and questions. Please do not hesitate to contact Gabriel Roark at (916) 237-2544 or by email at gabriel.roark@energy.ca.gov.

Sincerely,



Katrina Leni-Konig
California Energy Commission Tribal Liaison



CALIFORNIA ENERGY COMMISSION



October 6, 2022

The Ohlone Indian Tribe
Andrew Galvan
P.O. Box 3388
Fremont, CA, 94539

Dear Andrew Galvan,

The California Energy Commission (CEC) is responsible for preparing an environmental analysis for the Bowers Backup Generating Facility (BBGF) and invites The Ohlone Indian Tribe to consult regarding this project.

This letter provides general information concerning the proposed BBGF and invites you to participate in CEC consultations, pursuant to the CEC's Tribal Consultation Policy.

California Energy Commission Jurisdiction and Small Power Plant Exemption

The CEC has the exclusive authority to certify all thermal power plants (50 megawatts [MW] and greater) and related facilities proposed for construction in California. The small power plant exemption (SPPE) process allows applicants with facilities between 50 and 100 MW to obtain an exemption from CEC's jurisdiction and proceed with local permitting rather than requiring CEC certification. 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. In this case, the facility is subject to CEC's licensing authority unless the exemption is granted. Public Resources Code, section 25519(c) designates the CEC as the lead agency, in accordance with the California Environmental Quality Act (CEQA), for all facilities seeking an SPPE.

Bowers Backup Generating Facility Description

The CEC received an SPPE application from GI Partners (the applicant) on August 31, 2022, for the proposed BBGF (22-SPPE-01). The BBGF would include 32 diesel-fired Tier 4 compliant backup generators to replace the electricity needs of the data center, and its redundant critical cooling equipment and other general building and life safety services in case of a loss of utility power. The generators would exclusively be interconnected to the BBGF and would not be electrically interconnected to the electrical transmission grid.

The approximately 5.12-acre proposed project site, at 2805 Bowers Avenue is in an area zoned for light industrial uses in the city of Santa Clara, California. The site is currently designated High Intensity Office/R&D under the adopted City of Santa Clara 2010-2035 General Plan. The project would request a general plan amendment of the site to Light Industrial by request of the City of Santa Clara. The proposed project site is currently developed with an approximately 55,000-square foot, two-story office building and associated paved surface parking. The applicant proposes to demolish the existing building and construct a four-story 244,068-square foot data center building, exterior generator yard, electrical substation, 62 surface parking spaces, fencing, landscaping, and utility pipeline connections. The project would include an approximately 2,600-foot-long recycled water pipeline extension within the public right-of-way along Bowers Avenue and Walsh Avenue. The applicant proposes to remove 48 trees on-site. New landscaping is proposed that would consist of 69 trees, large and medium shrubs, and groundcovers along the property boundaries, building perimeters, and stormwater treatment facilities, as well as landscape beds distributed throughout the parking facilities. Additionally, the applicant proposes to construct stormwater treatment areas consisting of bioretention areas. The stormwater treatment areas would be located along the perimeter of the project site.

CEC staff would like to consult with you to better understand Native American concerns regarding this project. Please respond to this letter in writing within 30 days if The Ohlone Indian Tribe would like to request consultation pursuant to the CEC's Tribal Consultation Policy.

If you would like to be notified by email whenever a public meeting is scheduled or a document is posted to the project website, you may sign up for the project listserv on the CEC main web page listed below. To review the Bowers Backup Generating Facility, and find more information about the project, please visit the project webpage: <https://www.energy.ca.gov/powerplant/reciprocating-engine/bowers-backup-generating-facility>

Should you request, CEC staff will arrange for a separate consultation meeting to discuss issues that you may wish to hold in confidence from the general public.

CEC staff welcomes your comments and questions. Please do not hesitate to contact Gabriel Roark at (916) 237-2544 or by email at gabriel.roark@energy.ca.gov.

Sincerely,



Katrina Leni-Konig
California Energy Commission Tribal Liaison



CALIFORNIA ENERGY COMMISSION



October 6, 2022

Trina Marine Ruano Family
Ramona Garibay, Representative
37128 Cedar Blvd.
Newark, CA 94560

Dear Ramona Garibay:

The California Energy Commission (CEC) is responsible for preparing an environmental analysis for the Bowers Backup Generating Facility (BBGF) and invites the Trina Marine Ruano Family to consult regarding this project.

This letter provides general information concerning the proposed BBGF and invites you to participate in CEC consultations, pursuant to the CEC's Tribal Consultation Policy.

California Energy Commission Jurisdiction and Small Power Plant Exemption

The CEC has the exclusive authority to certify all thermal power plants (50 megawatts [MW] and greater) and related facilities proposed for construction in California. The small power plant exemption (SPPE) process allows applicants with facilities between 50 and 100 MW to obtain an exemption from CEC's jurisdiction and proceed with local permitting rather than requiring CEC certification. 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. In this case, the facility is subject to CEC's licensing authority unless the exemption is granted. Public Resources Code, section 25519(c) designates the CEC as the lead agency, in accordance with the California Environmental Quality Act (CEQA), for all facilities seeking an SPPE.

Bowers Backup Generating Facility Description

The CEC received an SPPE application from GI Partners (the applicant) on August 31, 2022, for the proposed BBGF (22-SPPE-01). The BBGF would include 32 diesel-fired Tier 4 compliant backup generators to replace the electricity needs of the data center, and its redundant critical cooling equipment and other general building and life safety services in case of a loss of utility power. The generators would exclusively be interconnected to the BBGF and would not be electrically interconnected to the electrical transmission grid.

The approximately 5.12-acre proposed project site, at 2805 Bowers Avenue is in an area zoned for light industrial uses in the city of Santa Clara, California. The site is currently designated High Intensity Office/R&D under the adopted City of Santa Clara 2010-2035 General Plan. The project would request a general plan amendment of the site to Light Industrial by request of the City of Santa Clara. The proposed project site is currently developed with an approximately 55,000-square foot, two-story office building and associated paved surface parking. The applicant proposes to demolish the existing building and construct a four-story 244,068-square foot data center building, exterior generator yard, electrical substation, 62 surface parking spaces, fencing, landscaping, and utility pipeline connections. The project would include an approximately 2,600-foot-long recycled water pipeline extension within the public right-of-way along Bowers Avenue and Walsh Avenue. The applicant proposes to remove 48 trees on-site. New landscaping is proposed that would consist of 69 trees, large and medium shrubs, and groundcovers along the property boundaries, building perimeters, and stormwater treatment facilities, as well as landscape beds distributed throughout the parking facilities. Additionally, the applicant proposes to construct stormwater treatment areas consisting of bioretention areas. The stormwater treatment areas would be located along the perimeter of the project site.

CEC staff would like to consult with you to better understand Native American concerns regarding this project. Please respond to this letter in writing within 30 days if Trina Marine Ruano Family would like to request consultation pursuant to the CEC's Tribal Consultation Policy.

If you would like to be notified by email whenever a public meeting is scheduled or a document is posted to the project website, you may sign up for the project listserv on the CEC main web page listed below. To review the Bowers Backup Generating Facility, and find more information about the project, please visit the project webpage: <https://www.energy.ca.gov/powerplant/reciprocating-engine/bowers-backup-generating-facility>

Should you request, CEC staff will arrange for a separate consultation meeting to discuss issues that you may wish to hold in confidence from the general public.

CEC staff welcomes your comments and questions. Please do not hesitate to contact Gabriel Roark at (916) 237-2544 or by email at gabriel.roark@energy.ca.gov.

Sincerely,



Katrina Leni-Konig
California Energy Commission Tribal Liaison



CALIFORNIA ENERGY COMMISSION



October 6, 2022

Indian Canyon Mutsun Band of Costanoan
Kanyon Sayers-Roods, MLD Contact
1615 Pearson Court
San Jose, CA, 95122

Dear Kanyon Sayers-Roods,

The California Energy Commission (CEC) is responsible for preparing an environmental analysis for the Bowers Backup Generating Facility (BBGF) and invites Indian Canyon Mutsun Band of Costanoan to consult regarding this project.

This letter provides general information concerning the proposed BBGF and invites you to participate in CEC consultations, pursuant to the CEC's Tribal Consultation Policy.

California Energy Commission Jurisdiction and Small Power Plant Exemption

The CEC has the exclusive authority to certify all thermal power plants (50 megawatts [MW] and greater) and related facilities proposed for construction in California. The small power plant exemption (SPPE) process allows applicants with facilities between 50 and 100 MW to obtain an exemption from CEC's jurisdiction and proceed with local permitting rather than requiring CEC certification. 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. In this case, the facility is subject to CEC's licensing authority unless the exemption is granted. Public Resources Code, section 25519(c) designates the CEC as the lead agency, in accordance with the California Environmental Quality Act (CEQA), for all facilities seeking an SPPE.

Bowers Backup Generating Facility Description

The CEC received an SPPE application from GI Partners (the applicant) on August 31, 2022, for the proposed BBGF (22-SPPE-01). The BBGF would include 32 diesel-fired Tier 4 compliant backup generators to replace the electricity needs of the data center, and its redundant critical cooling equipment and other general building and life safety services in case of a loss of utility power. The generators would exclusively be interconnected to the BBGF and would not be electrically interconnected to the electrical transmission grid.

The approximately 5.12-acre proposed project site, at 2805 Bowers Avenue is in an area zoned for light industrial uses in the city of Santa Clara, California. The site is currently designated High Intensity Office/R&D under the adopted City of Santa Clara 2010-2035 General Plan. The project would request a general plan amendment of the site to Light Industrial by request of the City of Santa Clara. The proposed project site is currently developed with an approximately 55,000-square foot, two-story office building and associated paved surface parking. The applicant proposes to demolish the existing building and construct a four-story 244,068-square foot data center building, exterior generator yard, electrical substation, 62 surface parking spaces, fencing, landscaping, and utility pipeline connections. The project would include an approximately 2,600-foot-long recycled water pipeline extension within the public right-of-way along Bowers Avenue and Walsh Avenue. The applicant proposes to remove 48 trees on-site. New landscaping is proposed that would consist of 69 trees, large and medium shrubs, and groundcovers along the property boundaries, building perimeters, and stormwater treatment facilities, as well as landscape beds distributed throughout the parking facilities. Additionally, the applicant proposes to construct stormwater treatment areas consisting of bioretention areas. The stormwater treatment areas would be located along the perimeter of the project site.

CEC staff would like to consult with you to better understand Native American concerns regarding this project. Please respond to this letter in writing within 30 days if Indian Canyon Mutsun Band of Costanoan would like to request consultation pursuant to the CEC's Tribal Consultation Policy.

If you would like to be notified by email whenever a public meeting is scheduled or a document is posted to the project website, you may sign up for the project listserv on the CEC main web page listed below. To review the Bowers Backup Generating Facility, and find more information about the project, please visit the project webpage: <https://www.energy.ca.gov/powerplant/reciprocating-engine/bowers-backup-generating-facility>

Should you request, CEC staff will arrange for a separate consultation meeting to discuss issues that you may wish to hold in confidence from the general public.

CEC staff welcomes your comments and questions. Please do not hesitate to contact Gabriel Roark at (916) 237-2544 or by email at gabriel.roark@energy.ca.gov.

Sincerely,

A handwritten signature in black ink, appearing to read 'Katrina Leni-Konig'.

Katrina Leni-Konig
California Energy Commission Tribal Liaison



CALIFORNIA ENERGY COMMISSION



October 6, 2022

Amah Mutsun Tribal Band of Mission San Juan Bautista
Irene Zwierlein, Chairperson
3030 Soda Bay Road
Lakeport, CA 95453

Dear Irene Zwierlein,

The California Energy Commission (CEC) is responsible for preparing an environmental analysis for the Bowers Backup Generating Facility (BBGF) and invites Amah Mutsun Tribal Band of Mission San Juan Bautista to consult regarding this project.

This letter provides general information concerning the proposed BBGF and invites you to participate in CEC consultations, pursuant to the CEC's Tribal Consultation Policy.

California Energy Commission Jurisdiction and Small Power Plant Exemption

The CEC has the exclusive authority to certify all thermal power plants (50 megawatts [MW] and greater) and related facilities proposed for construction in California. The small power plant exemption (SPPE) process allows applicants with facilities between 50 and 100 MW to obtain an exemption from CEC's jurisdiction and proceed with local permitting rather than requiring CEC certification. 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. In this case, the facility is subject to CEC's licensing authority unless the exemption is granted. Public Resources Code, section 25519(c) designates the CEC as the lead agency, in accordance with the California Environmental Quality Act (CEQA), for all facilities seeking an SPPE.

Bowers Backup Generating Facility Description

The CEC received an SPPE application from GI Partners (the applicant) on August 31, 2022, for the proposed BBGF (22-SPPE-01). The BBGF would include 32 diesel-fired Tier 4 compliant backup generators to replace the electricity needs of the data center, and its redundant critical cooling equipment and other general building and life safety services in case of a loss of utility power. The generators would exclusively be interconnected to the BBGF and would not be electrically interconnected to the electrical transmission grid.

The approximately 5.12-acre proposed project site, at 2805 Bowers Avenue is in an area zoned for light industrial uses in the city of Santa Clara, California. The site is currently designated High Intensity Office/R&D under the adopted City of Santa Clara 2010-2035 General Plan. The project would request a general plan amendment of the site to Light Industrial by request of the City of Santa Clara. The proposed project site is currently developed with an approximately 55,000-square foot, two-story office building and associated paved surface parking. The applicant proposes to demolish the existing building and construct a four-story 244,068-square foot data center building, exterior generator yard, electrical substation, 62 surface parking spaces, fencing, landscaping, and utility pipeline connections. The project would include an approximately 2,600-foot-long recycled water pipeline extension within the public right-of-way along Bowers Avenue and Walsh Avenue. The applicant proposes to remove 48 trees on-site. New landscaping is proposed that would consist of 69 trees, large and medium shrubs, and groundcovers along the property boundaries, building perimeters, and stormwater treatment facilities, as well as landscape beds distributed throughout the parking facilities. Additionally, the applicant proposes to construct stormwater treatment areas consisting of bioretention areas. The stormwater treatment areas would be located along the perimeter of the project site.

CEC staff would like to consult with you to better understand Native American concerns regarding this project. Please respond to this letter in writing within 30 days if Amah Mutsun Tribal Band of Mission San Juan Bautista would like to request consultation pursuant to the CEC's Tribal Consultation Policy.

If you would like to be notified by email whenever a public meeting is scheduled or a document is posted to the project website, you may sign up for the project listserv on the CEC main web page listed below. To review the Bowers Backup Generating Facility, and find more information about the project, please visit the project webpage: <https://www.energy.ca.gov/powerplant/reciprocating-engine/bowers-backup-generating-facility>

Should you request, CEC staff will arrange for a separate consultation meeting to discuss issues that you may wish to hold in confidence from the general public.

CEC staff welcomes your comments and questions. Please do not hesitate to contact Gabriel Roark at (916) 237-2544 or by email at gabriel.roark@energy.ca.gov.

Sincerely,

A handwritten signature in black ink, appearing to read 'Katrina Leni-Konig'.

Katrina Leni-Konig
California Energy Commission Tribal Liaison



CALIFORNIA ENERGY COMMISSION



October 6, 2022

North Valley Yokuts Tribe
Katherine Perez, Chairperson
P.O. Box 717
Linden, CA, 95236

Dear Honorable Katherine Perez,

The California Energy Commission (CEC) is responsible for preparing an environmental analysis for the Bowers Backup Generating Facility (BBGF) and invites North Valley Yokuts Tribe to consult regarding this project.

This letter provides general information concerning the proposed BBGF and invites you to participate in CEC consultations, pursuant to the CEC's Tribal Consultation Policy.

California Energy Commission Jurisdiction and Small Power Plant Exemption

The CEC has the exclusive authority to certify all thermal power plants (50 megawatts [MW] and greater) and related facilities proposed for construction in California. The small power plant exemption (SPPE) process allows applicants with facilities between 50 and 100 MW to obtain an exemption from CEC's jurisdiction and proceed with local permitting rather than requiring CEC certification. 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. In this case, the facility is subject to CEC's licensing authority unless the exemption is granted. Public Resources Code, section 25519(c) designates the CEC as the lead agency, in accordance with the California Environmental Quality Act (CEQA), for all facilities seeking an SPPE.

Bowers Backup Generating Facility Description

The CEC received an SPPE application from GI Partners (the applicant) on August 31, 2022, for the proposed BBGF (22-SPPE-01). The BBGF would include 32 diesel-fired Tier 4 compliant backup generators to replace the electricity needs of the data center, and its redundant critical cooling equipment and other general building and life safety services in case of a loss of utility power. The generators would exclusively be interconnected to the BBGF and would not be electrically interconnected to the electrical transmission grid.

The approximately 5.12-acre proposed project site, at 2805 Bowers Avenue is in an area zoned for light industrial uses in the city of Santa Clara, California. The site is currently designated High Intensity Office/R&D under the adopted City of Santa Clara 2010-2035 General Plan. The project would request a general plan amendment of the site to Light Industrial by request of the City of Santa Clara. The proposed project site is currently developed with an approximately 55,000-square foot, two-story office building and associated paved surface parking. The applicant proposes to demolish the existing building and construct a four-story 244,068-square foot data center building, exterior generator yard, electrical substation, 62 surface parking spaces, fencing, landscaping, and utility pipeline connections. The project would include an approximately 2,600-foot-long recycled water pipeline extension within the public right-of-way along Bowers Avenue and Walsh Avenue. The applicant proposes to remove 48 trees on-site. New landscaping is proposed that would consist of 69 trees, large and medium shrubs, and groundcovers along the property boundaries, building perimeters, and stormwater treatment facilities, as well as landscape beds distributed throughout the parking facilities. Additionally, the applicant proposes to construct stormwater treatment areas consisting of bioretention areas. The stormwater treatment areas would be located along the perimeter of the project site.

CEC staff would like to consult with you to better understand Native American concerns regarding this project. Please respond to this letter in writing within 30 days if North Valley Yokuts Tribe would like to request consultation pursuant to the CEC's Tribal Consultation Policy.

If you would like to be notified by email whenever a public meeting is scheduled or a document is posted to the project website, you may sign up for the project listserv on the CEC main web page listed below. To review the Bowers Backup Generating Facility, and find more information about the project, please visit the project webpage: <https://www.energy.ca.gov/powerplant/reciprocating-engine/bowers-backup-generating-facility>

Should you request, CEC staff will arrange for a separate consultation meeting to discuss issues that you may wish to hold in confidence from the general public.

CEC staff welcomes your comments and questions. Please do not hesitate to contact Gabriel Roark at (916) 237-2544 or by email at gabriel.roark@energy.ca.gov.

Sincerely,



Katrina Leni-Konig
California Energy Commission Tribal Liaison