

DOCKETED

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Submitted On: 8/16/2023
Docket Number: 22-SPPE-01*

San Jose Mineta International Airport Comments

Additional submitted attachment is included below.

August 16, 2023

Via CEC Online Portal

Ann Crisp
Project Manager
California Energy Commission

RE: Docket Number 22-SPPE-01: Bowers Backup Generating Facility DEIR

Dear Ms. Crisp,

The City of San Jose Airport Department has reviewed the subject Draft Environmental Impact Report, and offer the following aviation related comments and analyses:

As noted in Sections 4.9 (Hazards and Hazardous Materials) and 4.17 (Transportation) of the Draft EIR, the project site is located approximately 1.8 miles west of San José Mineta International Airport. Under Federal Aviation Regulations, Part 77, “Objects Affecting Navigable Airspace”, any proposed structure on the project site exceeding approximately 95 feet in height above ground level (AGL) would require submittal to the Federal Aviation Administration (FAA) for airspace safety review. As the maximum proposed building height of 103 feet AGL exceeds 95 feet AGL, permittee shall obtain from the FAA a “Determination of No Hazard” for each of the proposed rooftop corners and any additional higher points.

Upon compliance with conditions set forth by the FAA in its determinations, the proposed project would not result in a safety hazard or excessive noise for people residing or working in the project area.

Under Docket Log TN#249111 (GI Partners Responses to CEC Data Request Set 2 – Bowers Backup Generating Facility), applicant attests that FAA Form 7460-1 has been prepared and submitted. The Airport is unable to locate these forms within the FAA’s published database – the Airport requests the applicant provide the airspace study numbers (ASN’s) submitted to the FAA.

CEC staff or the CEQA consultant team are welcome to contact John Wilson at jwilson@sjc.org (408-392-1136) or Ryan Sheelen at rsheelen@sjc.org (408-392-1163), in the San Jose Airport’s Planning Section for any clarification or questions regarding the above comments.

Thank you,

John Wilson
Airport Planner
San Jose Mineta International Airport