

DOCKETED

Docket Number:	23-SPPE-01
Project Title:	STACK SVY03A Data Center Campus
TN #:	262298
Document Title:	Notice of Intent to Adopt a Mitigated Negative Declaration
Description:	Stack SVY03A Data Center Campus (23-SPPE-01)
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NOTICE OF INTENT TO ADOPT A MITIGATED NEGATIVE DECLARATION

This Notice of Intent is provided to inform the public, responsible and trustee agencies, and county clerk that the California Energy Commission (CEC) staff proposes for adoption a Draft Initial Study (IS)/ Mitigated Negative Declaration (MND) for the STACK SVY03A Data Center Campus project. CEC staff has prepared a Draft IS/MND based upon the assessment of environmental impacts in the IS.

The CEC is responsible for reviewing, and ultimately approving or denying, all thermal electric power plants, 50 megawatts (MW) and greater, proposed for construction in California. The Small Power Plant Exemption (SPPE) process allows applicants with projects between 50 and 100 MW to obtain an exemption from the CEC's jurisdiction and proceed with local approval rather than requiring certification by the CEC. STACK Infrastructure filed an application on September 14, 2023, requesting a SPPE for the STACK SVY03A Data Center Campus project. The CEC can grant an exemption if it finds that the proposed project would not create a substantial adverse impact on the environment or energy resources. Section 25519(c) of the Public Resources Code designates the CEC as the California Environmental Quality Act (CEQA) lead agency, as provided in section 21165 of the Public Resources Code, for all projects that seek an exemption from the CEC's power plant certification process.

Project Title: STACK SVY03A Data Center Campus (23-SPPE-01)

Project Location: The project site is located at 26062 Eden Landing Road in the city of Hayward, Alameda County, California. The project site is approximately 11.3 acres and consists of two contiguous parcels (APNs 461-0085-016-00, 461-0085-052-01) bounded by Eden Landing Road on the north, Production Avenue on the east, and Investment Boulevard on the south, and a developed parcel on the west.

Hazardous Materials: The project site is not listed on the California Hazardous Waste and Substances Sites List (also known as the Cortese List), published under Government Code section 65962.5 or a list of hazardous waste facilities, hazardous waste property, or hazardous waste disposal site.

Project Description: STACK Infrastructure (STACK or applicant) is proposing to construct and operate the SVY03A Data Center Campus (SVY03A Campus) located in the city of Hayward. The SVY03A Campus would include a new three-story data center building (SVY03A); a security building (SVY03B); backup generators to support the SVY03A data center building (SVY03ABGF); an on-site project substation, a Pacific Gas and Electric Company (PG&E) switching station, and an on-site transmission line. The SVY03A Campus would also include new site and infrastructure improvements consisting of new access driveways located at Eden Landing Road and Production Avenue, internal circulation improvements, parking, a loading dock, stormwater basins, landscaping, utilities, water tank, and a perimeter security fence. The SVY03ABGF would be an emergency backup generating facility with a generation capacity of up to 67.2 megawatts (MW) to support the need for the SVY03A to provide uninterruptible power supply for tenant's servers. The backup generators would be run for short periods for testing and maintenance purposes and otherwise would not operate unless there is a disturbance or interruption of the utility supply. The SVY03ABGF would only serve the SVY03A Campus and its components.

Availability of Draft Initial Study/Mitigated Negative Declaration: The IS/MND for the STACK SVY03A Data Center Project has been filed in the CEC's docket for this project, which can be found on the CEC's STACK SVY03A Data Center webpage at the following link: <https://www.energy.ca.gov/powerplant/backup-generating-system/stack-svy03a-data-center-campus>. Click Docket Log (23-SPPE-01) to find the Draft IS/MND and all other documents filed in the proceeding.

In addition, the CEC's Docket Unit has all documents filed in this proceeding. If you would like to obtain a physical copy of a document, please contact the Docket Unit and specify you are looking for documents associated with proceeding 23-SPPE-01:

Docket Unit
California Energy Commission
715 P Street
Sacramento, CA 95814
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This Notice of Intent has been mailed to a list of nearby property owners compiled in accordance with CEQA Guidelines section 15072(b). Additionally, this Notice of Intent has been provided to responsible agencies, trustee agencies, the Alameda County Clerk, and organizations and individuals who have previously

requested such notice. The Draft IS/MND was submitted to the State Clearinghouse for review by state agencies.

Staff Conclusions: CEC staff has completed an independent review of the STACK SVY03A Data Center Campus project and concludes that the project, as mitigated, would not have a significant impact on the environment. Staff finds that compliance with the mitigation measures detailed in the IS would be sufficient to ensure there would be no significant impacts from construction and operation of the proposed project.

IS/MND Public Review Period: The public review period for the Draft IS/MND begins on March 21, 2025. Written comments will be accepted until 5:00 p.m. on April 21, 2025.

To use the CEC's electronic commenting feature, go to the CEC's webpage for this proceeding (identified above), click on the "Submit eComment" link, and follow the instructions in the online form. If you have a file you would like to submit, then use the "Submit e-filing" link. Be sure to include the project name in your comments. Once filed, you will receive an email with a link to them and the comments will be part of the proceeding's public record.

Interested parties may also subscribe via the project webpage (linked above) to receive electronic notices of all project-related activities and documents related to the CEC's evaluation of the application—look for the box with the words "SUBSCRIBE STACK SVY03A Data Center Campus" to add your subscription email. Alternatively, you can go to the CEC's subscription page (<https://www.energy.ca.gov/subscriptions>) under "Power Plants Licensing and Projects" and check the "STACK SVY03A Data Center Campus" box under "Projects Under Review Topics."

Next Steps and Business Meeting: Following the 30-day comment period, CEC staff will prepare a Final IS/MND. A decision to consider and take action on the IS/MND and proposed SPPE would be at a future publicly noticed CEC Business Meeting.