DOCKETED	
Docket Number:	03-AFC-02C
Project Title:	Los Esteros Phase II Compliance
TN #:	273437
Document Title:	ROC - CEC and SCVHA
Description:	ROC between CEC STEP BIO unit staff and SCVHA Executive Officer
Filer:	Rena Eddy
Organization:	California Energy Commission
Submitter Role:	Public Agency
Submission Date:	11/6/2026 2:53:51 PM
Docketed Date:	11/6/2026

Siting, Transmission and Environmental Protection Division

	FILE: n/a	
PROJECT TITLE: Los Esteros Critical Energy Facility, Tanager BESS Petition to Amend		**Docket:** 03-AFC-02C
TECHNICAL AREA(s): Biological Resources		
☐ **Telephone**	☒ **Email**	☐ **Meeting Location:** Online
NAME(s): Carol Watson, Carley Dutra, Lisa Herrera, CA Energy Commission	**DATE:** 10/15/2026	**TIME:** 10:30am
WITH: Edmund Sullivan, Santa Clara Valley Habitat Agency (SCVHA), Executive Officer		
SUBJECT: *Biological resource issues and project site conformance with the Santa Clara Valley Habitat Plan (SCVHP)*		

COMMENTS:

CA Energy Commission (CEC) staff introduced the proposed Tanager BESS amendment to Edmund Sullivan of the SCVHA. Mr. Sullivan advised that the project is located within Santa Clara Valley Habitat Plan (SCVHP) Land Cover Fee Zone A, and that the project owner may apply as a Participating Special Entity, using appropriate fees and forms as available online. The Tanager BESS is outside of the burrowing owl fee zone but the burrowing owl fee could be used to mitigated for cumulative impacts.

Mr. Sullivan confirmed that burrowing owls do forage in the area around the Tanager BESS site and could potentially move into the site.

Mr. Sullivan explained that the funds obtained from the burrowing owl fees are specifically used for the active management and recovery of burrowing owl, including their captive breeding and rearing program, while funds from the Land Cover fee are used for more general land conservation and management, which may also benefit burrowing owl, in addition to other covered species.

Edmund advised that if a project is approved for coverage under the habitat plan, it would need to comply with appliable measures, including Condition 15, which has requirements for burrowing owl.

cc: *Rena Eddy, Project Manager*	**Signed:** _____|s|_____ **Name**: Eric Knight, Siting and CEQA Manager