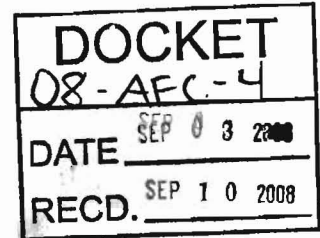


From: <Michelle_Moreno@fws.gov>
To: "Susan Sanders" <ssanders@energy.state.ca.us>
CC: "Felicia Miller" <Fmiller@energy.state.ca.us>, "Rick York" <Ryork@energy...>
Date: 9/3/2008 11:24 AM
Subject: Re: Comments on the Orange Grove Project Biological Report
Attachments: Notice of Staff Data Response & Issue Resolution Workshop.mht

Thanks Susan.

Michelle C. Moreno
 Fish and Wildlife Biologist
 U.S. Fish and Wildlife Service
 6010 Hidden Valley Road
 Carlsbad, California 92011
 (760) 431-9440 ext. 356



"Susan Sanders"
 <ssanders@energy.state.ca.us>
 To
 <Michelle_Moreno@fws.gov>
 09/03/2008 06:19 AM cc
 "Felicia Miller"
 <Fmiller@energy.state.ca.us>, "Rick York" <Ryork@energy.state.ca.us>
 Subject
 Re: Comments on the Orange Grove Project Biological Report

Hi Michelle
 Thanks for your review. I wanted to let you know that the applicant has filed some additional information on biological resources, their response to Energy Commission data requests, that can be downloaded at http://www.energy.ca.gov/sitingcases/orangegrove/documents/applicant/Response_to_Data_Requests_1-73/index.php

Also, there will be a workshop to discuss those responses on September 11th in Fallbrook. I have attached the workshop notice.
 Thanks again!
 Susan

Susan Sanders
 Phone: 530 477-7415
 Fax: 530 477-7580

>>> <Michelle_Moreno@fws.gov> 09/02/08 1:27 PM >>>

Elisha,

I have completed my review of the Orange Grove documents that were submitted to my office on August 13, 2008. I have the following comments on the documents:

1. The biological resource report should contain a table that outlines the required mitigation ratio/acreage for each vegetation community impacted by the project. Impacts to CSS should be mitigated at a 2:1 ratio and impacts to non-native grassland should be mitigated at a 0.5:1 ratio.

2. Page 6.6-46 of the Bio Report states that "If construction were to occur within coastal sage scrub between March 15 and June 29 a survey will be conducted to identify nesting gnatcatchers." The breeding season should be revised to read February 15- August 31.

3. Pages 2-4 of the Application for Certification identify several potential mitigation locations for impacts to coastal sage scrub and gnatcatchers. The following comments apply to the mitigation locations listed:

a. Daley Ranch: Daley Ranch does not have credits available for occupied coastal sage scrub. This bank will not be appropriate for this project.

b. Crestridge Mitigation Bank: The impacts of the project are located within the North County Multiple Species Conservation Program planning area; therefore, mitigation for project impacts should be located within the NCMSCP planning area. Crestridge is not an appropriate mitigation location for this project due to its location.

c. The Cornerstone Conservation Bank: This bank is not appropriate for use as mitigation for projects within the NCMSCP plan area.

d. Carlsbad Oaks Habitat Bank: This bank is located within the MHCP. Because this is not a mitigation bank yet, it is not clear what the service area of this bank would be. Therefore, this bank may not be appropriate for this project.

e. Snow Property: Additional information regarding the location of the property and the on-site resources is necessary before a determination can be made regarding the use of this site as mitigation for the project.

If you have any questions regarding my comments please feel free to contact me.

Michelle

Michelle C. Moreno
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(See attached file: Notice of Staff Data Response & Issue Resolution Workshop.mht)