

# DOCKET

09-OII-1

Notice of Determination

Appendix D

DATE	DEC 17 2009
RECD	DEC 17 2009

**To:**

Office of Planning and Research

For US Mail:

P.O. Box 3044

Sacramento, CA 95812-3044

Street Address:

1400 Tenth Street

Sacramento, CA 95814

County Clerk

County of: \_\_\_\_\_

Address: \_\_\_\_\_

**From:**

Public Agency: \_\_\_\_\_

California Energy Commission

Address: 1516 9<sup>th</sup> Street

Sacramento, CA 95814

Contact: Peter Strait

Phone: (916) 654-9375

Lead Agency (if different from above): \_\_\_\_\_

Same as above

Address: \_\_\_\_\_

Contact: \_\_\_\_\_

Phone: \_\_\_\_\_

**SUBJECT: Filing of Notice of Determination in compliance with Section 21108 or 21152 of the Public Resources Code.**

State Clearinghouse Number (if submitted to State Clearinghouse): 2009112040

Project Title: State Energy Efficient Appliance Rebate Program - California

Project Location (include county): Statewide

Project Description: The California Energy Commission (Energy Commission) will establish and implement the State Energy Efficient Appliance Rebate Program (SEEARP), a program funded by the American Recovery and Re-investment Act of 2009 (ARRA) and administered by the U.S. Department of Energy (DOE). The Energy Commission will provide rebates to eligible California residential consumers who have purchased California-qualified residential ENERGY STAR® products to replace clothes washers, refrigerators and room air conditioners and properly recycled the replaced appliance, in accordance with DOE's DE-FOA-0000119 and the Energy Commission's Program Guidelines. (Docket #09-OII-1, all documents available at <http://www.energy.ca.gov/recovery/energystar.html>)

This is to advise that the California Energy Commission has approved the above

(Lead Agency or Responsible Agency)

described project on December 16, 2009, and has made the following determinations regarding the above described project:

1. The project [will will not] have a significant effect on the environment.
2. An Environmental Impact Report was prepared for this project pursuant to the provisions of CEQA.  
A Negative Declaration was prepared for this project pursuant to the provisions of CEQA.
3. Mitigation measures [were were not] made a condition of the approval of the project.
4. A mitigation reporting or monitoring plan [was was not] adopted for this project.
5. A statement of Overriding Considerations [was was not] adopted for this project.
6. Findings [were were not] made pursuant to the provisions of CEQA.

This is to certify that the final EIR with comments and responses and record of project approval, or the Negative Declaration, is available to the General Public at:

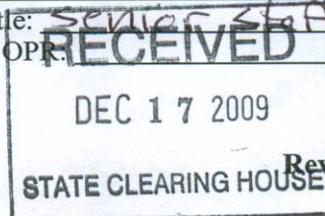
California Energy Commission, 1516 9<sup>th</sup> Street, Sacramento, CA 95814

Signature (Public Agency): [Signature]

Title: Senior Staff Counsel

Date: 12/17/09

Date Received for filing at OPR: \_\_\_\_\_



Authority cited: Section 21083, Public Resources Code.

Reference: Sections 21000-21174, Public Resources Code.



DEPARTMENT OF FISH AND GAME

http://www.dfg.ca.gov
Habitat Conservation Planning Branch
1416 Ninth Street, Suite 1260
Sacramento, California 95814



CEQA Filing Fee No Effect Determination Form

Applicant Name: California Energy Commission

Date Submitted: 11/19/2009

Applicant Address: 1516 9th Street
Sacramento, CA 95814

Project Name: State Energy Efficient Appliance Rebate Program - California

CEQA Lead Agency: California Energy Commission
CEQA Document Type: Negative Declaration
SCH Number and/or local agency ID number: 2009112040

Project Location: Statewide

Brief Project Description: The California Energy Commission (Energy Commission) will establish and implement the State Energy Efficient Appliance Rebate Program (SEEARP), a program funded by the American Recovery and Re-investment Act of 2009 (ARRA) and administered by the U.S. Department of Energy (DOE).

The Energy Commission will provide appliance rebates to residential consumers who have purchased California-qualified residential ENERGY STAR® products to replace clothes washers, refrigerators and room air conditioners and properly recycled the replaced appliance, in accordance with DOE's DE-FOA-0000119 and the Energy Commission's Program Guidelines.

Determination: Based on a review of the Project as proposed, the Department of Fish and Game has determined that for purposes of the assessment of CEQA filing fees [F&G Code 711.4(c)] the project has no potential effect on fish, wildlife and habitat and the project as described does not require payment of a CEQA filing fee. This determination does not in any way imply that the project is exempt from CEQA and does not determine the significance of any potential project effects evaluated pursuant to CEQA.

Please retain this original determination for your records; you are required to file a copy of this determination with the County Clerk after your project is approved and at the time of filing of the CEQA lead agency's Notice of Determination (NOD). If you do not file a copy of this determination with the County Clerk at the time of filing of the NOD, the appropriate CEQA filing fee will be due and payable.

Without a valid No Effect Determination Form or proof of fee payment, the project will not be operative, vested, or final and any local permits issued for the project will be invalid, pursuant to Fish and Game Code Section 711.4(c)(3).

DFG Approved By: [Signature] Date: 12/1/2009
Title: Job Bjork, Environmental Scientist