

**DOCKET**

**09-AFC-6**

DATE DEC 22 2009

RECD. DEC 22 2009

December 22, 2009

California Energy Commission  
Docket Unit  
1516 Ninth Street  
Sacramento, CA 95814-5512

Subject: **SELECTION OF CULTURAL RESOURCES EVALUATION  
APPROACH SOLAR MILLENNIUM FOR BLYTHE SOLAR  
POWER PROJECT  
DOCKET NO. (09-AFC-6)**

Enclosed for filing with the California Energy Commission is the original copy of the **SELECTION OF CULTURAL RESOURCES EVALUATION APPROACH SOLAR MILLENNIUM FOR BLYTHE SOLAR POWER PROJECT**, for the Blythe Solar Power Project (09-AFC-6).

Sincerely,



Ashley Y. Garner

December 21, 2009

Alan Solomon  
Siting Project Manager  
Siting, Transmission and Environmental  
Protection Division  
1516 9th Street MS-15  
Sacramento, CA 95814-5512

**Subject:      *Selection of Cultural Resources Evaluation Approach  
Solar Millennium for Blythe Solar Power Project (09-AFC-6)***

Dear Mr. Solomon:

Solar Millennium has reviewed your letter dated December 1, 2009 in which you outlined three methods the BLM and the CEC Staff have developed to evaluate and assess the potential effects of projects on possible cultural resources. In your letter you outlined three approaches but concede that it may be very difficult for the BLM and CEC Staff to implement the first two options in time for the Blythe Solar Power Project (BSPP) to obtain authorization in time to receive stimulus funds under the American Recovery and Reinvestment Act (ARRA) funds. The third approach is new and will allow the BLM and CEC Staff to complete assessment of the project in time for ARRA funds.

As outlined in your letter, although the third approach allows the assessment to be completed in time, there is considerable risk that selection of this option may cause delays during construction and mitigation and monitoring costs to be significantly greater than the first two approaches. Solar Millennium elects BLM and CEC Staff's new approach outlined in the third option in order to facilitate preparation of the assessment in time for ARRA funds. In order to mitigate the potential for delays during construction, Solar Millennium will work with Staff to develop the terms of the Memorandum of Agreement (MOA) and appropriate treatment plans prior to construction. Solar Millennium understands that Staff will assist in developing such plans prior to a Decision on the project.

Thank you for developing an approach that will facilitate a schedule that would allow the BSPP to obtain ARRA funds. If you have any questions, please do not hesitate to contact me at (510) 809-4652.

Sincerely,



Alice L. Harron  
Senior Director, Project Development

CC:

Eileen Allen, Manager, Siting Office, California Energy Commission  
Bob Worl, Supervisor, Siting Office, California Energy Commission  
Eric Knight, Manager Environmental Protection Office, California Energy Commission  
Rick York, Supervisor, Biological and Cultural Resources Unit, California Energy Commission  
Beverly Bastian, Planner II, California Energy Commission  
Docket (08-AFC-5)  
POS



BEFORE THE ENERGY RESOURCES CONSERVATION AND DEVELOPMENT  
COMMISSION OF THE STATE OF CALIFORNIA  
1516 NINTH STREET, SACRAMENTO, CA 95814  
1-800-822-6228 – [WWW.ENERGY.CA.GOV](http://WWW.ENERGY.CA.GOV)

**APPLICATION FOR CERTIFICATION  
FOR THE *BLYTHE SOLAR*  
*POWER PLANT PROJECT***

**Docket No. 09-AFC-6**

***PROOF OF SERVICE***  
(Established 12/15/09)

**APPLICANT**

\*Alice Harron  
Senior Director of Project Development  
1625 Shattuck Avenue, Suite 270  
Berkeley, CA 94709-1161  
[harron@solarmillennium.com](mailto:harron@solarmillennium.com)

Gavin Berg  
Senior Project Manager  
1625 Shattuck Avenue, Suite 270  
Berkeley, CA 94709  
[berg@solarmillennium.com](mailto:berg@solarmillennium.com)

Carl Lindner  
AECOM Project Manager  
1220 Avenida Acaso  
Camarillo, CA 93012  
[carl.lindner@aecom.com](mailto:carl.lindner@aecom.com)

**Co-COUNSEL**

Scott Galati, Esq.  
Galati/Blek, LLP  
455 Capitol Mall, Suite 350  
Sacramento, CA 95814  
[sgalati@gb-llp.com](mailto:sgalati@gb-llp.com)

**Co-COUNSEL**

Peter Weiner  
Matthew Sanders  
Paul, Hastings, Janofsky & Walker LLP  
55 2nd Street, Suite 2400-3441  
San Francisco, CA 94105  
[peterweiner@paulhastings.com](mailto:peterweiner@paulhastings.com)  
[matthewsanders@paulhastings.com](mailto:matthewsanders@paulhastings.com)

**INTERESTED AGENCIES**

California ISO  
[e-recipient@caiso.com](mailto:e-recipient@caiso.com)

**INTERVENORS**

**ENERGY COMMISSION**

Karen Douglas  
Chair and Presiding Member  
[kldougl@energy.state.ca.us](mailto:kldougl@energy.state.ca.us)

Jeffrey D. Byron  
Commissioner and Associate Member  
[jbyron@energy.state.ca.us](mailto:jbyron@energy.state.ca.us)

Raoul Renaud  
Hearing Officer  
[renaud@energy.state.ca.us](mailto:renaud@energy.state.ca.us)

Alan Solomon  
Siting Project Manager  
[asolomon@energy.state.ca.us](mailto:asolomon@energy.state.ca.us)

Lisa DeCarlo  
Staff Counsel  
[ldecarlo@energy.state.ca.us](mailto:ldecarlo@energy.state.ca.us)

Public Adviser's Office  
[publicadviser@energy.state.ca.us](mailto:publicadviser@energy.state.ca.us)

### **DECLARATION OF SERVICE**

I, Ashley Y. Garner, declare that on December 22, 2009, I served and filed copies of the attached **SELECTION OF CULTURAL RESOURCES EVALUATION APPROACH SOLAR MILLENNIUM FOR BLYTHE SOLAR POWER PROJECT** dated **December 21, 2009**. The original document, filed with the Docket Unit, is accompanied by a copy of the most recent Proof of Service list, located on the web page for this project at: [\[http://www.energy.ca.gov/sitingcases/solar\\_millennium\\_blythe\]](http://www.energy.ca.gov/sitingcases/solar_millennium_blythe)

The document has been sent to both the other parties in this proceeding (as shown on the Proof of Service list) and to the Commission's Docket Unit, in the following manner:

**(Check all that Apply)**

#### **FOR SERVICE TO ALL OTHER PARTIES:**

☒ sent electronically to all email addresses on the Proof of Service list;

☒ by personal delivery or by depositing in the United States mail at with first-class postage thereon fully prepaid and addressed as provided on the Proof of Service list above to those addresses **NOT** marked "email preferred."

**AND**

#### **FOR FILING WITH THE ENERGY COMMISSION:**

☒ sending an original paper copy and one electronic copy, mailed and emailed respectively, to the address below (***preferred method***);

**OR**

☐ depositing in the mail an original and 12 paper copies, as follows:

#### **CALIFORNIA ENERGY COMMISSION**

Attn: Docket No. **09-AFC-6**

1516 Ninth Street, MS-4

Sacramento, CA 95814-5512

[docket@energy.state.ca.us](mailto:docket@energy.state.ca.us)

I declare under penalty of perjury that the foregoing is true and correct.

  
\_\_\_\_\_  
Ashley Y. Garner