

CALIFORNIA ENERGY COMMISSION

1516 NINTH STREET
SACRAMENTO, CA 95814-5512



June 6, 2011

DOCKET
97-AFC-2C

DATE	JUNE 06 2011
RECD.	JUNE 06 2011

Ms. Barbara McBride
Calpine Corporation
Director, Environmental Health & Safety
4160 Dublin Blvd, Ste 100
Dublin, CA 94568

**SUBJECT: SUTTER ENERGY CENTER PROJECT (97-AFC-2C)
AMENDMENT, DATA REQUESTS #8**

Dear Ms. McBride:

Pursuant to Title 20, California Code of Regulations, section 1769, the California Energy Commission (Energy Commission) staff requests the information specified in the enclosed Data Requests. The information is necessary for Energy Commission staff to more fully understand the project and the proposed amendment and to assess the impacts of the project.

This set of Data Requests (#8) is being made in the areas of Hazardous Materials Management. The Data Requests were developed as a result of staff's review of the proposed Sutter Energy Center Project Amendment Petition (Petition) filed with the Energy Commission on March 4, 2011. Written responses to the enclosed Data Requests are due to the Energy Commission staff on or before June 20, 2011 or at such later date as may be mutually agreed.

If you are unable to provide the information, or object to providing the requested information, please notify me within 14 days of receipt of this request. Any objections to the Data Requests must contain the reasons for not providing the information and the grounds for any objections (see Title 20, California Code of Regulations, section 1769).

If you have any questions, please call me at (916) 654-4745, or e-mail me at cstora@energy.state.ca.us.

Sincerely,

CHRISTINE STORA
Compliance Unit

cc: Kathleen Campbell, Calpine
Docket Unit

SUTTER ENERGY CENTER PETITION TO AMEND (97-AFC-2C) DATA REQUESTS

Technical Area: Biology
Author: Amy Golden

Background:

The U.S. Fish and Wildlife Service has issued new guidance (Pagel et al 2010, Interim Golden Eagle Inventory and Monitoring Protocols) on golden eagle nest avoidance since the Sutter Energy Project was licensed. Staff needs information on the presence of golden eagle territories in the project area in order to complete a discussion of LORS that are new or changed since the original project licensing.

Data request:

8. Please provide staff data on the occurrence of golden eagle nests within a 10-mile radius of the project site. Include resource database searches, consultation with local agencies, birding groups, museum records, and any other data sources that provide info on the occurrence of eagle nests in the project area. Also, please provide staff an analysis on the potential for indirect impacts to nesting golden eagles during construction, if nests occur in a 10-mile radius.