

Notice of Determination

Appendix D

To:

☒ Office of Planning and Research
U.S. Mail: Street Address:
P.O. Box 3044 1400 Tenth St., Rm 113
Sacramento, CA 95812-3044 Sacramento, CA 95814

☐ County Clerk

County of: _____
Address: _____

From:

Public Agency: California Energy Commission
Address: 1516 9th Street
Sacramento, CA 95814

Contact: Peter Strait

Phone: 916-654-2817

Lead Agency (if different from above):

Address: _____

Contact: _____

Phone: _____

California Energy Commission

DOCKETED

15-BSTD-01

TN # 76384

NOV 18 2015

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): 2015072016

Project Title: 2016 Building Energy Efficiency Standards - Nonresidential Lighting Alterations

Project Applicant: California Energy Commission

Project Location (include county): Statewide

Project Description:

The proposed project is an update to the Building Energy Efficiency Standards in Title 24, Part 6, and specifically the provisions related to nonresidential lighting alterations (i.e., alterations of existing lighting in nonresidential buildings) in Section 141.0(b) 2I, J, K, and L. The current regulations specify compliance based on a maximum lighting power density (the total watts of the installed lighting over the total area of the lit space, in w/sqft), installation of particular types of lighting controls, and testing of those controls. This update provides a compliance pathway based on a percent reduction in installed lighting power and makes additional streamlining revisions to the specifications.

This is to advise that the California Energy Commission has approved the above
(☒ Lead Agency or ☐ Responsible Agency)

described project on 11/12/15 and has made the following determinations regarding the above
(date)
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.

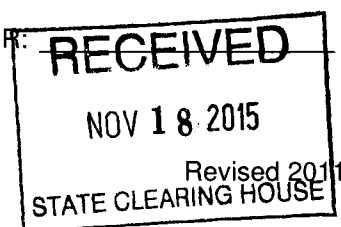
This is to certify that the final EIR with comments and responses and record of project approval, or the negative Declaration, is available to the General Public at:

<http://www.energy.ca.gov/title24/2016standards/rulemaking/documents/>

Signature (Public Agency): _____ Title: Supervisor, Standards Development

Date: 11/18/15 Date Received for filing at OP:

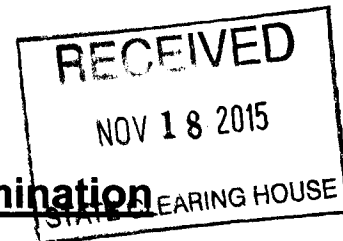
Authority cited: Sections 21083, Public Resources Code.
Reference Section 21000-21174, Public Resources Code.





State of California – Natural Resources Agency
DEPARTMENT OF FISH AND WILDLIFE
Habitat Conservation Planning Branch
1416 Ninth Street, Suite 1260
Sacramento, CA 95814
www.wildlife.ca.gov

EDMUND G. BROWN JR., Governor
CHARLTON H. BONHAM, Director



CEQA Filing Fee No Effect Determination

Applicant Name and Address: California Energy Commission, 1516 Ninth Street, Sacramento, CA 95814

CEQA Lead Agency: California Energy Commission

Project Name: Amendment to the Nonresidential Lighting Alteration Requirements in the Building Energy Efficiency Standards

CEQA Document Type: Negative Declaration

State Clearing House Number and/or local agency ID number: SCH #2015072016

Project Location: Statewide

Brief Project Description: The project is an update to the efficiency provisions of the California Building Code in Title 24, Part 6, of the California Code of Regulations, and specifically the provisions relating to alterations of existing lighting systems in nonresidential buildings. The changes to the requirements for lighting alterations establish a parallel compliance path specifying a percent reduction in existing lighting power instead of a Lighting Power Allowance. This path includes a requested relaxation of a bi-level lighting requirement that would otherwise apply to projects at 85 percent or less of their Lighting Power Allowance. In addition, the numeric threshold for triggering requirements in a luminaire modification project was raised from 40 luminaires to 70 luminaires, and a numeric threshold of 5 luminaires was added to the requirements for outdoor lighting projects. An exception to acceptance testing requirements was added for projects that add controls for 20 luminaires or fewer.

Determination: Based on a review of the project as proposed, the Department of Fish and Wildlife has determined that for purposes of the assessment of CEQA filing fees (Fish & G. Code, § 711.4, subd. (c)) the project has no effect on fish, wildlife or their 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. Local lead agencies are required to file two copies of this determination with the county clerk at the time of filing the Notice of Determination (NOD) after the project is approved. State lead agencies are required to file two copies of this determination with the Governor's Office of Planning and Research (i.e., State Clearinghouse) at the time of filing the NOD. If you do not file a copy of this determination as appropriate with the county clerk or State Clearinghouse at the time of filing the NOD, the appropriate CEQA filing fee will be due and payable.

Without a valid CEQA Filing Fee 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, subdivision (c)(3).

Approved By: 
Ryan Mathis, Senior Environmental Scientist (Supervisory)

Date: July 13, 2015