

# **Appendix A**

Initial Study and Notice of Preparation and  
Responses

# Notice of Preparation

To: Office of Planning & Research  
(Agency)

P.O. Box 3044, 1400 Tenth Street, Room 212  
(Address)

Sacramento, CA 95812-3044

**Subject: Notice of Preparation of a Draft Environmental Impact Report**

**Lead Agency:**

**Consulting Firm (If applicable):**

Agency Name Imperial County, Planning & Dev Svcs.

Firm Name HDR

Street Address 801 Main Street

Street Address 591 Camino de la Reina, Suite 300

City/State/Zip El Centro, CA 92243

City/State/Zip San Diego, CA 92108

Contact Diana Robinson

Contact Tim Gnibus

The County of Imperial will be the Lead Agency and will prepare an Environmental Impact Report (EIR) for the project identified below. We need to know the views of your agency as to the scope and content of the Environmental Information, which is germane to your agency’s statutory responsibilities in connection with the proposed project. Your agency will need to use the EIR prepared by our agency when considering your permit or other approval for the project.

The project description, location, and the potential environmental effects are contained in the attached materials. A copy of the Initial Study is attached.

Due to the time limits mandated by State law, your response must be sent at the earliest possible date but **not later than 35 days** after receipt of this notice.

Please send your response to Imperial County Planning & Development Services, Attn: Diana Robinson at the address shown above. We will need the name for a contact person in your agency.

**Project Title:** VEGA SES 4 Solar Energy Project

**Project Location:** The project site is located on approximately 531 acres of privately-owned land in the southernmost portion of Imperial County, California. The project site is between the U.S./Mexico international border and the All-American Canal, on the California side. The project site is proposed on three parcels (Assessor Parcel Numbers 059-290-010, 059-300-015, and 059-300-017) that are contiguous with each other. It is approximately 10 miles east of the City of Calexico in Sections 10, 11, 14, 15, and 16 within Township 17 South, and Range 16 East of the San Bernardino Base and Meridian of the Bonds Corner topographic 7.5 minute quadrangle. As shown on Figure 1, the project site is located entirely within the County’s Renewable Energy Overlay Zone.

**Project Description (brief):** The proposed project consists of three primary components: 1) solar energy generation equipment and associated facilities including a substation and access roads (herein referred to as “solar energy facility”); 2) battery storage system; and, 3) gen-tie line that would connect the proposed on-site substation to the point of interconnection at the existing Imperial Irrigation District’s (IID) 92-kV “P” line.

The proposed project involves the construction of a 100-megawatt (MW) alternating current (AC) photovoltaic (PV) solar energy facility with an integrated 100 MW battery storage system (not to exceed 200 MW) on approximately 531 acres of land. The project proposes to utilize either thin film or crystalline solar PV technology modules

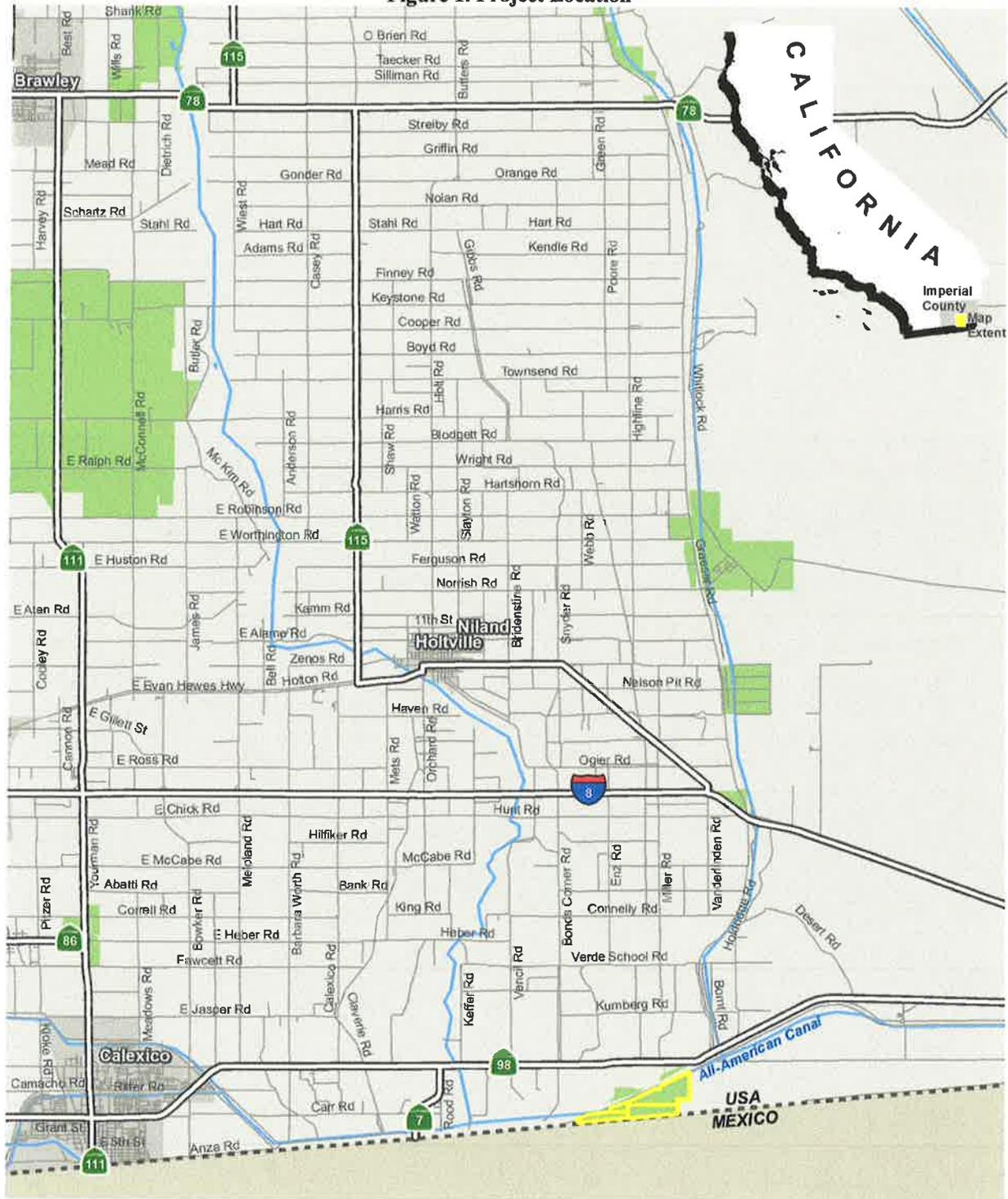
mounted either on fixed frames or horizontal single-axis tracker systems. The project would include electronic/electrical equipment, an on-site substation, access road(s) and fencing. The electrical energy produced by the project would be conducted through the project's interconnection facilities to the proposed 92 kV generator intertie (gen-tie) line and delivered to the existing IID approved point of interconnection on the 92-kV "P" Line.

**Project Applicant:** Apex Energy Solutions, LLC

Date	<u>April 30, 2021</u>	Signature	<u></u>
		Title	<u>Assistant Director</u>
		Telephone	<u>442-265-1736</u>

*Reference: California Administrative Code, Title 14, (CEQA Guidelines) Section 15082(a), 15103, 15375.*

Figure 1. Project Location



**LEGEND**

-  VEGA SES 4 Project Area
-  Renewable Energy Overlay Zone



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**PUBLIC NOTICE**

**Imperial County  
Planning & Development Services Department**

**NOTICE OF PREPARATION OF DRAFT EIR FOR VEGA SES 4 SOLAR ENERGY PROJECT  
AND NOTICE OF PUBLIC EIR SCOPING MEETING**

The Imperial County Planning & Development Services Department intends to prepare an Environmental Impact Report (EIR) for the proposed VEGA SES 4 Solar Energy Project as described below. A public scoping meeting for the proposed EIR will be held by the Imperial County Planning & Development Services Department on **May 13 at 6:00 P.M.** The scoping meeting will be held at the Board of Supervisors Chambers, 2nd Floor, County Administration Center located at 940 Main Street, El Centro, CA 92243. Comments regarding the scope of the EIR will be accepted at this meeting.

**SUBJECT:** VEGA SES 4 Solar Energy Project EIR

**BOARD OF SUPERVISORS CONSIDERATION:** To Be Determined.

**PROJECT LOCATION:** The project site is located on approximately 531 acres of privately-owned land in the southernmost portion of Imperial County, California. The project site is between the U.S./Mexico international border and the All-American Canal, on the California side. The project site is proposed on three parcels (Assessor Parcel Numbers 059-290-010, 059-300-015, and 059-300-017) that are contiguous with each other. It is approximately 10 miles east of the City of Calexico in Sections 10, 11, 14, 15, and 16 within Township 17 South, and Range 16 East of the San Bernardino Base and Meridian of the Bonds Corner topographic 7.5 minute quadrangle. The project site is located entirely within the County's Renewable Energy Overlay Zone.

**PROJECT DESCRIPTION:** The proposed project consists of three primary components: 1) solar energy generation equipment and associated facilities including a substation and access roads (herein referred to as "solar energy facility"); 2) battery storage system; and, 3) gen tie line that would connect the proposed on site substation to the point of interconnection at the existing Imperial Irrigation District's (IID) 92 kV "P" line.

The proposed project involves the construction of a 100-megawatt (MW) alternating current (AC) photovoltaic (PV) solar energy facility with an integrated 100 MW battery storage system (not to exceed 200 MW) on approximately 531 acres of land. The project proposes to utilize either thin film or crystalline solar PV technology modules mounted either on fixed frames or horizontal single-axis tracker systems. The project would include electronic/electrical equipment, an on-site substation, access road(s) and fencing. The electrical energy produced by the project would be conducted through the project's interconnection facilities to the proposed 92 kV generator intertie (gen-tie) line and delivered to the existing IID approved point of interconnection on the 92-kV "P" Line.

**Project Applicant:** Apex Energy Solutions, LLC

**URBAN AREA PLAN:** None, located in unincorporated area of County of Imperial

**BOARD OF SUPERVISORS DISTRICT:** District 1, Supervisor Jesus E. Escobar

**ANTICIPATED SIGNIFICANT EFFECTS:** The EIR will analyze potential impacts associated with the following: Aesthetics; Agricultural Resources; Air Quality; Biological Resources; Cultural Resources; Geology/Soils; Greenhouse Gas Emissions/Climate Change; Hazards and Hazardous Materials; Hydrology/Water Quality; Land Use/Planning; Noise; Public Services; Transportation; Tribal Cultural Resources; Utilities and Service Systems including water supply; Cumulative Impacts; and, Growth-Inducing Impacts.

**COMMENTS REQUESTED:** The Imperial County Planning & Development Services Department would like to know your ideas about the potential effects this project might have on the environment and your suggestions as to mitigation or ways the project may be revised to reduce or avoid any potentially significant environmental impacts. Your comments will guide the scope and content of potential environmental issues to be examined in the EIR. Your comments may be submitted in writing to Diana Robinson, Imperial County Planning & Development Services Department, 801 Main Street, El Centro, CA 92243. Available project information may be reviewed at this location.

**NOTICE OF PREPARATION REVIEW PERIOD: May 4, 2021 through June 7, 2021**

Legal 9031

Publish: May 6, 2021

# Initial Study



## Initial Study and NOP

VEGA SES 4 Solar Energy Project

*Imperial County, CA*

August 2022

**Reviewed by:**

County of Imperial  
Planning & Development  
Services Department  
801 Main Street  
El Centro, CA 92243

**Prepared by:**

HDR Engineering, Inc.  
591 Camino de la Reina,  
Suite 300  
San Diego, CA 92108

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# Introduction

## A. Purpose

This document is a  policy-level;  project-level Initial Study for evaluation of potential environmental impacts resulting with the proposed VEGA SES 4 Solar Energy Project.

## B. CEQA Requirements and the Imperial County's Rules and Regulations for Implementing CEQA

As defined by Section 15063 of the State California Environmental Quality Act (CEQA) Guidelines and Section 7 of the County's Rules and Regulations for Implementing CEQA, an **Initial Study** is prepared primarily to provide the Lead Agency with information to use as the basis for determining whether an Environmental Impact Report (EIR), Negative Declaration, or Mitigated Negative Declaration would be appropriate for providing the necessary environmental documentation and clearance for any proposed project.

- According to Section 15065, an **EIR** is deemed appropriate for a particular proposal if the following conditions occur:
  - The proposal has the potential to substantially degrade quality of the environment.
  - The proposal has the potential to achieve short-term environmental goals to the disadvantage of long-term environmental goals.
  - The proposal has possible environmental effects that are individually limited but cumulatively considerable.
  - The proposal could cause direct or indirect adverse effects on human beings.
- According to Section 15070(a), a **Negative Declaration** is deemed appropriate if the proposal would not result in any significant effect on the environment.
- According to Section 15070(b), a **Mitigated Negative Declaration** is deemed appropriate if it is determined that though a proposal could result in a significant effect, mitigation measures are available to reduce these significant effects to insignificant levels.

This Initial Study has determined that the proposed applications will result in potentially significant environmental impacts and therefore, an Environmental Impact Report is deemed as the appropriate document to provide necessary environmental evaluations and clearance for the proposed project.

This Initial Study and Notice of Preparation are prepared in conformance with the California Environmental Quality Act of 1970, as amended (Public Resources Code, Section 21000 et. seq.); the State CEQA Guidelines & County of Imperial's CEQA Regulations, Guidelines for the Implementation of CEQA; applicable requirements of the County of Imperial; and the regulations, requirements, and procedures of any other responsible public agency or an agency with jurisdiction by law.

Pursuant to the County of Imperial's CEQA Regulations, Guidelines for the Implementation of CEQA, depending on the project scope, the County of Imperial Board of Supervisors, Planning

Commission and/or Planning Director is designated the Lead Agency, in accordance with Section 15050 of the CEQA Guidelines. The Lead Agency is the public agency which has the principal responsibility for approving the necessary environmental clearances and analyses for any project in the County.

## C. Intended Uses of Initial Study and Notice of Preparation

This Initial Study and Notice of Preparation are informational documents which are intended to inform County of Imperial decision makers, other responsible or interested agencies, and the general public of potential environmental effects of the proposed applications. The environmental review process has been established to enable public agencies to evaluate environmental consequences and to examine and implement methods of eliminating or reducing any potentially adverse impacts. While CEQA requires that consideration be given to avoiding environmental damage, the Lead Agency and other responsible public agencies must balance adverse environmental effects against other public objectives, including economic and social goals.

The Initial Study and Notice of Preparation, prepared for the project will be circulated for a period of no less than 35 days for public and agency review and comments.

## D. Contents of Initial Study and Notice of Preparation

This Initial Study is organized to facilitate a basic understanding of the existing setting and environmental implications of the proposed applications.

### SECTION 1

**I. INTRODUCTION** presents an introduction to the entire report. This section discusses the environmental process, scope of environmental review, and incorporation by reference documents.

### SECTION 2

**II. ENVIRONMENTAL CHECKLIST FORM** contains the County's Environmental Checklist Form. The checklist form presents results of the environmental evaluation for the proposed applications and those issue areas that would have either a significant impact, potentially significant impact, or no impact.

**PROJECT SUMMARY, LOCATION AND ENVIRONMENTAL SETTINGS** describes the proposed project entitlements and required applications. A description of discretionary approvals and permits required for project implementation is also included. It also identifies the location of the project and a general description of the surrounding environmental settings.

**ENVIRONMENTAL ANALYSIS** evaluates each response provided in the environmental checklist form. Each response checked in the checklist form is discussed and supported with sufficient data and analysis as necessary. As appropriate, each response discussion describes and identifies specific impacts anticipated with project implementation.

### SECTION 3

**III. MANDATORY FINDINGS** presents Mandatory Findings of Significance in accordance with Section 15065 of the CEQA Guidelines.

## E. Scope of Environmental Analysis

For evaluation of environmental impacts, each question from the Environmental Checklist Form is summarized and responses are provided according to the analysis undertaken as part of the Initial Study. Impacts and effects will be evaluated and quantified, when appropriate. To each question, there are four possible responses, including:

1. No Impact: A “No Impact” response is adequately supported if the impact simply does not apply to the proposed applications.
2. Less Than Significant Impact: The proposed applications will have the potential to impact the environment. These impacts, however, will be less than significant; no additional analysis is required.
3. Less Than Significant With Mitigation Incorporated: This applies where incorporation of mitigation measures has reduced an effect from “Potentially Significant Impact” to a “Less Than Significant Impact.”
4. Potentially Significant Impact: The proposed applications could have impacts that are considered significant. Additional analyses and possibly an EIR could be required to identify mitigation measures that could reduce these impacts to less than significant levels.

## F. Policy-Level or Project-Level Environmental Analysis

This Initial Study will be conducted under a  policy-level,  project-level analysis.

Regarding mitigation measures, it is not the intent of this document to “overlap” or restate conditions of approval that are commonly established for future known projects or the proposed applications. Additionally, those other standard requirements and regulations that any development must comply with, that are outside the County’s jurisdiction, are also not considered mitigation measures, and therefore, will not be identified in this document.

## G. Tiered Documents and Incorporation by Reference

Information, findings, and conclusions contained in this document are based on incorporation by reference of tiered documentation, which are discussed in the following section.

### 1. Tiered Documents

As permitted in Section 15152(a) of the CEQA Guidelines, information and discussions from other documents can be included into this document. Tiering is defined as follows:

“Tiering refers to using the analysis of general matters contained in a broader EIR (such as the one prepared for a general plan or policy statement) with later EIRs and negative declarations on narrower projects; incorporating by reference the general discussions from the broader EIR; and concentrating the later EIR or negative declaration solely on the issues specific to the later project.”

Tiering also allows this document to comply with Section 15152(b) of the CEQA Guidelines, which discourages redundant analyses, as follows:

“Agencies are encouraged to tier the environmental analyses which they prepare for separate but related projects including the general plans, zoning changes, and development

projects. This approach can eliminate repetitive discussion of the same issues and focus the later EIR or negative declaration on the actual issues ripe for decision at each level of environmental review. Tiering is appropriate when the sequence of analysis is from an EIR prepared for a general plan, policy or program to an EIR or negative declaration for another plan, policy, or program of lesser scope, or to a site-specific EIR or negative declaration.”

Further, Section 15152(d) of the CEQA Guidelines states:

“Where an EIR has been prepared and certified for a program, plan, policy, or ordinance consistent with the requirements of this section, any lead agency for a later project pursuant to or consistent with the program, plan, policy, or ordinance should limit the EIR or negative declaration on the later project to effects which:

- (1) Were not examined as significant effects on the environment in the prior EIR; or
- (2) Are susceptible to substantial reduction or avoidance by the choice of specific revisions in the project, by the imposition of conditions, or other means.”

## 2. Incorporation by Reference

Incorporation by reference is a procedure for reducing the size of EIRs/MND and is most appropriate for including long, descriptive, or technical materials that provide general background information, but do not contribute directly to the specific analysis of the project itself. This procedure is particularly useful when an EIR or Negative Declaration relies on a broadly-drafted EIR for its evaluation of cumulative impacts of related projects (*Las Virgenes Homeowners Federation v. County of Los Angeles* [1986, 177 Ca.3d 300]). If an EIR or Negative Declaration relies on information from a supporting study that is available to the public, the EIR or Negative Declaration cannot be deemed unsupported by evidence or analysis (*San Francisco Ecology Center v. City and County of San Francisco* [1975, 48 Ca.3d 584, 595]).

When an EIR or Negative Declaration incorporates a document by reference, the incorporation must comply with Section 15150 of the CEQA Guidelines as follows:

- The incorporated document must be available to the public or be a matter of public record (CEQA Guidelines Section 15150[a]). The General Plan EIR is available, along with this document, at the County of Imperial Planning & Development Services Department, 801 Main Street, El Centro, CA 92243 Ph. (442) 265-1736.
- This document must be available for inspection by the public at an office of the lead agency (CEQA Guidelines Section 15150[b]). These documents are available at the County of Imperial Planning & Development Services Department, 801 Main Street, El Centro, CA 92243, Ph. (442) 265-1736.
- These documents must summarize the portion of the document being incorporated by reference or briefly describe information that cannot be summarized. Furthermore, these documents must describe the relationship between the incorporated information and the analysis in the tiered documents (CEQA Guidelines Section 15150[c]). As discussed above, the tiered EIRs address the entire project site and provide background and inventory information and data which apply to the project site. Incorporated information and/or data will be cited in the appropriate sections.

- These documents must include the State identification number of the incorporated documents (CEQA Guidelines Section 15150[d]). The State Clearinghouse Number for the 'County of Imperial General Plan EIR is SCH #93011023.

The material to be incorporated in this document will include general background information (CEQA Guidelines Section 15150[f])



# Environmental Checklist Form

1. **Project Title:** VEGA SES 4 Solar Energy Project
2. **Lead Agency name and address:** Imperial County Planning & Development Services  
Department, 801 Main Street, El Centro, CA 92243
3. **Contact person and phone number:** Diana Robinson, Planner III, 442-265-1751
4. **Project location:** The project site is located on approximately 531 acres of privately-owned land in the southernmost portion of Imperial County, California. The project site is between the U.S./Mexico international border and the All-American Canal, on the California side (Figure 1). As depicted on Figure 2, the project site is on three parcels (Assessor Parcel Numbers 059-290-010, 059-300-015, and 059-300-017) that are contiguous with each other. It is approximately 10 miles east of the City of Calexico in Sections 10, 11, 14, 15, and 16 within Township 17 South, and Range 16 East of the San Bernardino Base and Meridian of the Bonds Corner topographic 7.5 minute quadrangle. As shown on Figure 1, the project site is located entirely within the County's Renewable Energy Overlay Zone.
5. **Project sponsor's name and address:** Apex Energy Solutions, LLC, 604 Sutter Street, Suite 250, Folsom, CA 95630
6. **General Plan Designation:** Agriculture
7. **Zoning:** A-3-RE (Heavy Agriculture with a Renewable Energy Zone Overlay)
8. **Description of project:** The proposed project consists of three primary components: 1) solar energy generation equipment and associated facilities including a substation and access roads (herein referred to as "solar energy facility"); 2) battery storage system; and, 3) gen-tie line that would connect the proposed on-site substation to the point of interconnection at the existing Imperial Irrigation District's 92-kV "P" line.  
  
The proposed project involves the construction of a 100-megawatt (MW) alternating current (AC) photovoltaic (PV) solar energy facility with an integrated 100 MW battery storage system (not to exceed 200 MW) on approximately 531 acres of land. The project proposes to utilize either thin film or crystalline solar PV technology modules mounted either on fixed frames or horizontal single-axis tracker (HSAT) systems. The project would include electronic/electrical equipment, an on-site substation, access road(s) and fencing. The electrical energy produced by the project would be conducted through the project's interconnection facilities to the proposed 92 kV generator intertie (gen-tie) line and delivered to the existing IID approved point of interconnection on the 92-kV "P" Line.
9. **Surrounding land uses and setting: Briefly describe the project's surroundings:** The irregular shaped project site is bound by undeveloped land, portions of which have been disturbed associated with previous agricultural-related activities, to the west and east, the All-American Canal running southwest on the northern border of the project site, and the U.S./Mexico international border to the south. The project site is currently characterized by flat and undeveloped land, portions of which have been disturbed associated with previous agricultural-related activities.

**10. Other public agencies whose approval is required (e.g., permits, financing approval, or participation agreement.):**

- Department of Public Works – Ministerial permits (building, grading, encroachment)
- Imperial County Air Pollution Control District – Fugitive dust control plan, Authority to construct
- California Regional Water Quality Control Board – Notice of Intent for General Construction Permit
- Imperial Irrigation District – Water supply agreement/permit for water use lease agreement

**11. Have California Native American tribes traditionally and culturally affiliated with the project area requested consultation pursuant to Public Resources Code section 21080.3.1? If so, is there a plan for consultation that includes, for example, the determination of significance of impacts to tribal cultural resources, procedures regarding confidentiality, etc.?**

**12.** Yes, an AB 52 consultation request letter was sent to the Quechan Indian Tribe on March 26, 2021. On April 1, 2021, the Quechan Indian Tribe requested consultation with the County on the project.

## Environmental Factors Potentially Affected

The environmental factors checked below would be potentially affected by this project, involving at least one impact that is a "Potentially Significant Impact" as indicated by the checklist on the following pages.

- |   |  |  |
|---|--|--|
| <input checked="" type="checkbox"/> Aesthetics                | <input checked="" type="checkbox"/> Agriculture and Forestry Resources | <input checked="" type="checkbox"/> Air Quality                        |
| <input checked="" type="checkbox"/> Biological Resources      | <input checked="" type="checkbox"/> Cultural Resources                 | <input type="checkbox"/> Energy  |
| <input checked="" type="checkbox"/> Geology/Soils             | <input checked="" type="checkbox"/> Greenhouse Gas Emissions           | <input type="checkbox"/> Hazards & Hazardous Materials                 |
| <input checked="" type="checkbox"/> Hydrology / Water Quality | <input type="checkbox"/> Land Use/Planning                             | <input type="checkbox"/> Mineral Resources                             |
| <input type="checkbox"/> Noise                                | <input type="checkbox"/> Population/Housing                            | <input checked="" type="checkbox"/> Public Services                    |
| <input type="checkbox"/> Recreation                           | <input checked="" type="checkbox"/> Transportation                     | <input checked="" type="checkbox"/> Tribal Cultural Resources          |
| <input checked="" type="checkbox"/> Utilities/Service Systems | <input type="checkbox"/> Wildfire                                      | <input checked="" type="checkbox"/> Mandatory Findings of Significance |

## Environmental Evaluation Committee Determination

After Review of the Initial Study, the Environmental Evaluation Committee (EEC) has:

- Found that the proposed project COULD NOT have a significant effect on the environment, and a NEGATIVE DECLARATION will be prepared.
- Found that although the proposed project could have a significant effect on the environment, there will not be a significant effect in this case because revisions in the project have been made by or agreed to by the project proponent. A MITIGATED NEGATIVE DECLARATION will be prepared.
- Found that the proposed project MAY have a significant effect on the environment, and an ENVIRONMENTAL IMPACT REPORT is required.
- Found that the proposed project MAY have a "potentially significant impact" or "potentially significant unless mitigated" impact on the environment, but at least one effect 1) has been adequately analyzed in an earlier document pursuant to applicable legal standards, and 2) has been addressed by mitigation measures based on the earlier analysis as described on attached sheets. An ENVIRONMENTAL IMPACT REPORT is required, but it must analyze only the effects that remain to be addressed.
- Found that although the proposed project could have a significant effect on the environment, because all potentially significant effects (a) have been analyzed adequately in an earlier EIR or NEGATIVE DECLARATION pursuant to applicable standards, and (b) have been avoided or mitigated pursuant to that earlier EIR or NEGATIVE DECLARATION, including revisions or mitigation measures that are imposed upon the proposed project, nothing further is required.

CALIFORNIA DEPARTMENT OF FISH AND GAME DE MINIMIS IMPACT FINDING:

Yes  No

<b>EEC VOTES</b>	<b>YES</b>	<b>NO</b>	<b>ABSENT</b>
PUBLIC WORKS	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
ENVIRONMENTAL HEALTH	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
OFFICE EMERGENCY SERVICES	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
APCD	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
AG	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
SHERIFF DEPARTMENT	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
ICPDS	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>

---

Jim Minnick, Director of Planning/EEC Chairman

Signature

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Date:

# Project Summary

## Project Location

The project site is located on approximately 531 acres of privately-owned land in the southernmost portion of Imperial County, California. The project site is between the U.S./Mexico international border and the All-American Canal, on the California side (Figure 1). As depicted on Figure 2, the project site is on three parcels (Assessor Parcel Numbers 059-290-010, 059-300-015, and 059-300-017) that are contiguous with each other. It is approximately 10 miles east of the City of Calexico in Sections 10, 11, 14, 15, and 16 within Township 17 South, and Range 16 East of the San Bernardino Base and Meridian of the Bonds Corner topographic 7.5 minute quadrangle. As shown on Figure 1, the project site is located entirely within the County’s Renewable Energy Overlay Zone.

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The proposed project consists of three primary components: 1) solar energy generation equipment and associated facilities including a substation and access roads (herein referred to as “solar energy facility”); 2) battery storage system; and, 3) gen-tie line that would connect the proposed on-site substation to the point of interconnection at the existing Imperial Irrigation District’s 92-kV “P” line.

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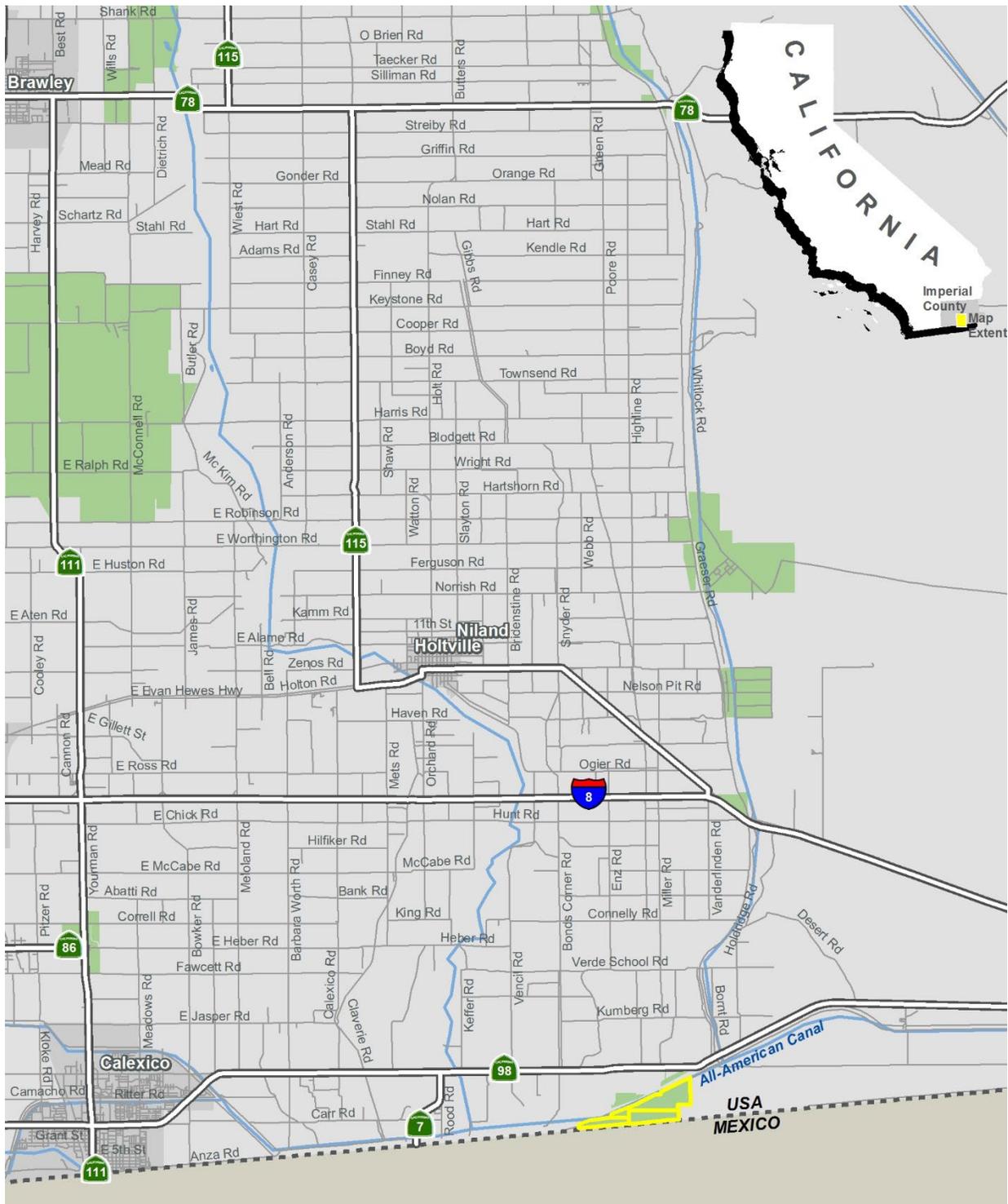
## Environmental Setting

The irregular shaped project site is bound by undeveloped land, portions of which have been disturbed associated with previous agricultural-related activities to the west and east, the All-American Canal running southwest on the northern border of the project site, and the U.S./Mexico international border to the south. The project site is currently characterized by flat and undeveloped land, portions of which have been disturbed associated with previous agricultural-related activities.

## General Plan Consistency

The proposed project is located within an unincorporated area of the County. The existing General Plan land use designation is “Agriculture.” The project site is currently zoned A-3-RE (Heavy Agriculture with a Renewable Energy Zone Overlay). Construction of a solar facility would be allowed within the existing zoning under a Conditional Use Permit.

Figure 1. Regional Location

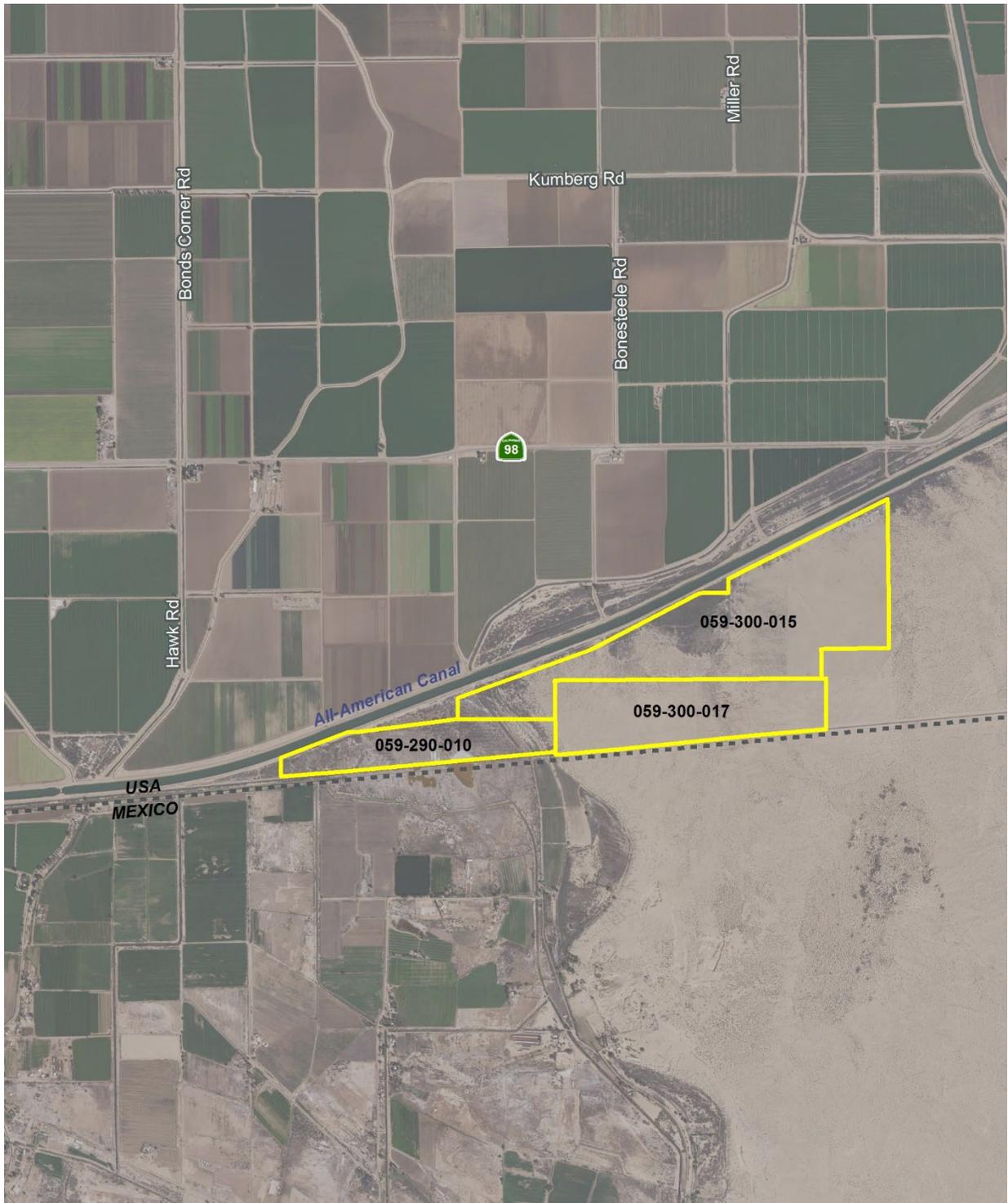


**LEGEND**

- VEGA SES 4 Project Area
- Renewable Energy Overlay Zone



Figure 2. Project Site



Legend

 VEGA SES 4 Project Parcels



0 Feet 2,000

## Evaluation of Environmental Impacts

1. A brief explanation is required for all answers except "No Impact" answers that are adequately supported by the information sources a lead agency cites in the parentheses following each question. A "No Impact" answer is adequately supported if the referenced information sources show that the impact simply does not apply to projects like the one involved (e.g., the project falls outside a fault rupture zone). A "No Impact" answer should be explained where it is based on project-specific factors, as well as general standards (e.g., the project will not expose sensitive receptors to pollutants, based on a project-specific screening analysis).
2. All answers must take account of the whole action involved, including off-site as well as on-site, cumulative as well as project-level, indirect as well as direct, and construction as well as operational impacts.
3. Once the lead agency has determined that a particular physical impact may occur, then the checklist answers must indicate whether the impact is potentially significant, less than significant with mitigation, or less than significant. "Potentially Significant Impact" is appropriate if there is substantial evidence that an effect may be significant. If there are one or more "Potentially Significant Impact" entries when the determination is made, an EIR is required.
4. "Negative Declaration: Less Than Significant With Mitigation Incorporated" applies where the incorporation of mitigation measures has reduced an effect from "Potentially Significant Impact" to a "Less Than Significant Impact." The lead agency must describe the mitigation measures, and briefly explain how they reduce the effect to a less than significant level (mitigation measures from "Earlier Analyses," as described in (5) below, may be cross-referenced).
5. Earlier analyses may be used where, pursuant to the tiering, program EIR, or other CEQA process, an effect has been adequately analyzed in an earlier EIR or negative declaration. Section 15063(c)(3)(D). In this case, a brief discussion should identify the following:
  - a. Earlier Analysis Used. Identify and state where they are available for review.
  - b. Impacts Adequately Addressed. Identify which effects from the above checklist were within the scope of and adequately analyzed in an earlier document pursuant to applicable legal standards, and state whether such effects were addressed by mitigation measures based on the earlier analysis.
  - c. Mitigation Measures. For effects that are "Less than Significant with Mitigation Measures Incorporated," describe the mitigation measures which were incorporated or refined from the earlier document and the extent to which they address site-specific conditions for the project.

6. Lead agencies are encouraged to incorporate into the checklist references to information sources for potential impacts (e.g., general plans, zoning ordinances). Reference to a previously prepared or outside document should, where appropriate, include a reference to the page or pages where the statement is substantiated.
7. Supporting Information Sources: A source list should be attached, and other sources used, or individuals contacted should be cited in the discussion.
8. This is only a suggested form, and lead agencies are free to use different formats; however, lead agencies should normally address the questions from this checklist that are relevant to a project's environmental effects in whatever format is selected.
9. The explanation of each issue should identify:
  - a. The significance criteria or threshold, if any, used to evaluate each question; and
  - b. The mitigation measure identified, if any, to reduce the impact to less than significance.

## I. Aesthetics

Environmental Issue Area:	Potentially Significant Impact	Potentially Significant Unless Mitigation Incorporated	Less Than Significant Impact	No Impact
<b>Except as provided in Public Resources Code Section 21099, would the project:</b>				
a) Have a substantial adverse effect on a scenic vista?	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>
b) Substantially damage scenic resources, including, but not limited to, trees, rock outcroppings, and historic building within a state scenic highway?	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>
c) In non-urbanized areas, substantially degrade the existing visual character or quality of public views of the site and its surroundings? (Public views are those that are experienced from publicly accessible vantage points). If the project is in an urbanized area, would the project conflict with applicable zoning and other regulations governing scenic quality?	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
d) Create a new source of substantial light or glare which would adversely affect day or nighttime views in the area?	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>

### Impact Analysis

- a) **No Impact.** The project site is not located within an area that has been formally identified as a federal, state, or county scenic vista. No scenic vistas or areas with high visual quality would be disrupted. Thus, no impact is identified for this issue area and no further analysis is warranted.
- b) **No Impact.** According to the California Department of Transportation (Caltrans) California Scenic Highway Mapping System (Caltrans 2018), the project site is not located within a state scenic highway corridor, nor are there any state scenic highways located in proximity to the project site. The proposed project would not substantially damage scenic resources, including, but not limited to, trees, rock outcroppings, and historic building within a state scenic highway. Therefore, no impact is identified for this issue area and no further analysis is warranted.
- c) **Potentially Significant Impact.** Although the project site is not located near a scenic highway or designated scenic vista, the proposed project may result in a change to the look and rural character of the area. Therefore, a potentially significant impact is identified for this issue area. A visual assessment will be prepared for the project and this issue will be addressed in the EIR.
- d) **Potentially Significant Impact.** Minimal lighting is required for project operation and is limited to safety and security functions. All lighting will be directed away from any public right-of-way; however, there is no heavily traveled public roadway in immediate proximity to the project site. The solar panels will be constructed of low reflective materials; therefore, it is not anticipated that they would result in creating glare. The proposed project is located in a rural undeveloped area of Imperial County. There are no established residential neighborhoods immediately adjacent to the project site. Although the proposed project is not expected to create a new source of substantial light or glare affecting day or nighttime views, this issue will be analyzed further in the EIR. Therefore, a potentially significant impact is identified for this issue area.

## II. Agriculture and Forestry Resources

Environmental Issue Area:	Potentially Significant Impact	Potentially Significant Unless Mitigation Incorporated	Less Than Significant Impact	No Impact
<p><i>In determining whether impacts to agricultural resources are significant environmental effects, lead agencies may refer to the California Agricultural Land Evaluation and Site Assessment Model (1997) prepared by the California Department of Conservation as an optional model to use in assessing impacts on agriculture and farmland. In determining whether impacts to forest resources, including timberland, are significant environmental effects, lead agencies may refer to information compiled by the California Department of Forestry and Fire Protection regarding the state's inventory of forest land, including the Forest and Range Assessment Project and the Forest Legacy Assessment project; and forest carbon measurement methodology provided in Forest Protocols adopted by the California Air Resources Board.</i></p> <p><b>Would the project:</b></p>				
a) Convert Prime Farmland, Unique Farmland, or Farmland of Statewide Importance (Farmland), as shown on the maps prepared pursuant to the Farmland Mapping and Monitoring Program of the California Resources Agency, to non-agricultural use?	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>
b) Conflict with existing zoning for agricultural use, or a Williamson Act contract?	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
c) Conflict with existing zoning for, or cause rezoning of, forest land (as defined in Public Resources Code section 12220(g)), timberland (as defined by Public Resources Code section 4526), or timberland zoned Timberland Production (as defined by Government Code section 51104(g))?	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>
d) Result in the loss of forest land or conversion of forest land to non-forest use?	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>
e) Involve other changes in the existing environment which, due to their location or nature, could result in conversion of Farmland, to non-agricultural use or conversion of forest land to non-forest use?	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>

### Impact Analysis

- a) **No Impact.** According to the farmland maps prepared by the California Department of Conservation (2016), the majority of the project site is designated as Other Land. A portion of the project site is designated as Farmland of Local Importance. Farmland of Local Importance is not considered an “agricultural land” per CEQA Statute Section 21060.1(a). Furthermore, the project site does not contain Prime Farmland, Farmland of Statewide Importance, or Unique Farmland. Therefore, no impact would result from the conversion of Prime Farmland, Farmland of Statewide Importance, or Unique Farmland to non-agricultural use.

- b) **Potentially Significant Impact.** The project site is currently designated by the General Plan as “Agriculture” and is zoned A-3-RE (Heavy Agriculture with a Renewable Energy Zone Overlay). Pursuant to Title 9, Division 5, Chapter 9, “Solar Energy Plants” and “Transmission lines, including supporting towers, poles microwave towers, utility substations” are uses that are permitted in the A-3 Zone, subject to approval of a CUP. Because the project site is located on lands designated for agricultural uses, this issue will be analyzed in further detail in the EIR.

According to the 2016/2017 Imperial County Williamson Act Map produced by the California Department of Conservation’s Division of Land Resource Protection, the project site is not located on Williamson Act contracted land. Therefore, the proposed project would not conflict with a Williamson Act contract and no impact would occur.

- c) **No Impact.** There are no existing forest lands, timberlands, or timberland zoned “Timberland Production” within or immediately adjacent to the project site that would conflict with existing zoning or cause rezoning. Therefore, no impact is identified for this issue area.
- d) **No Impact.** There are no existing forest lands within or immediately adjacent to the project site. The proposed project would not result in the loss of forest land or conversion of forest land to non-forest use. Therefore, no impact is identified for this issue area.
- e) **No Impact.** Refer to response II. a) above.

### III. Air Quality

Environmental Issue Area:	Potentially Significant Impact	Potentially Significant Unless Mitigation Incorporated	Less Than Significant Impact	No Impact
<i>Where available, the significance criteria established by the applicable air quality management district or air pollution control district may be relied upon to make the following determinations.</i>				
<b>Would the project:</b>				
a) Conflict with or obstruct implementation of the applicable air quality plan?	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
b) Result in a cumulatively considerable net increase of any criteria pollutant for which the project region is non-attainment under an applicable federal or state ambient air quality standard?	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
c) Expose sensitive receptors to substantial pollutant concentrations?	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
d) Result in other emissions (such as those leading to odors adversely affecting a substantial number of people)?	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>

#### Impact Analysis

- a) **Potentially Significant Impact.** The project site is located within the jurisdiction of Imperial County Air Pollution Control District (ICAPCD) in the Imperial County portion of the Salton Sea Air Basin. Construction of the proposed project would create temporary emissions of dust, fumes, equipment exhaust, and other air contaminants that may conflict with the ICAPCD’s rules and regulations. No stationary source emissions are proposed from the proposed project; however, temporary construction emissions have the potential to result in a significant air quality impact.
- b) **Potentially Significant Impact.** Currently, the Salton Sea Air Basin is either in attainment or unclassified for all federal and state air pollutant standards, with the exception of the federal ozone (O<sub>3</sub>), particulate matter less than 10 microns in diameter (PM<sub>10</sub>) and particulate matter less than 2.5 microns in diameter (PM<sub>2.5</sub>) standards, and state standards for O<sub>3</sub> and PM<sub>10</sub>. Air pollutants transported into the Salton Sea Air Basin from the adjacent South Coast Air Basin (Los Angeles County, San Bernardino County, Orange County, and Riverside County) and Mexicali (Mexico) substantially contribute to the non-attainment conditions in the Salton Sea Air Basin. A potentially significant impact is identified for this issue area. An air quality and greenhouse gas study will be prepared to analyze the proposed project’s potential air quality impacts and will be included in the EIR analysis.
- c) **Potentially Significant Impact.** The project site is located in a rural agricultural area of Imperial County. Sensitive receptors consisting of a few scattered rural homes along SR-98 are located within one mile north of the project site. This issue will be addressed in the air quality and greenhouse gas study and EIR analysis.
- d) **No Impact.** Land uses commonly considered to be potential sources of odorous emissions include wastewater treatment plants, sanitary landfills, food processing facilities, chemical manufacturing plants, rendering plants, paint/coating operations, and concentrated agricultural feeding operations and dairies. The construction and operation of a solar facility is not an odor producer and the project site is not located near an odor producer. Therefore, no impact is identified for this issue area.

#### IV. Biological Resources

Environmental Issue Area:	Potentially Significant Impact	Potentially Significant Unless Mitigation Incorporated	Less Than Significant Impact	No Impact
<b>Would the project:</b>				
a) Have a substantial adverse effect, either directly or through habitat modifications, on any species identified as a candidate, sensitive, or special status species in local or regional plans, policies, or regulations, or by the California Department of Fish and Game or U.S. Fish and Wildlife Service?	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
b) Have a substantial adverse effect on any riparian habitat or other sensitive natural community identified in local or regional plans, policies, and regulations or by the California Department of Fish and Game or U.S. Fish and Wildlife Service?	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
c) Have a substantial adverse effect on state or federally protected wetlands (including, but not limited to, marsh, vernal pool, coastal, etc.) through direct removal, filling, hydrological interruption, or other means?	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
d) Interfere substantially with the movement of any native resident or migratory fish or wildlife species or with established native resident or migratory wildlife corridors, or impede the use of wildlife nursery sites?	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
e) Conflict with any local policies or ordinances protecting biological resources, such as a tree preservation policy or ordinance?	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
f) Conflict with the provisions of an adopted Habitat Conservation Plan, Natural Community Conservation Plan, or other approved local, regional, or state habitat conservation plan?	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>

#### Impact Analysis

- a) **Potentially Significant Impact.** According to the Conservation and Open Space Element of the General Plan (County of Imperial 2016), numerous special-status species occur in the County of Imperial, and of particular concern are the western burrowing owl and flat-tailed horned lizard which may have the potential to occur within the project site. The project site has the potential to support native habitats and/or sensitive species. Burrowing owls and burrows are commonly found along canals and drains. Although there are no IID canals located within the project site, access roads, canals, and other drainages are located in the project vicinity, such as the All American Canal immediately north of the proposed project. Thus, a potentially

significant impact is identified for this issue area. A biological resources technical study that will address the proposed project's potential impacts on biological resources will be prepared and included in the EIR analysis.

- b) **Potentially Significant Impact.** Refer to response IV. a) above.
- c) **Potentially Significant Impact.** According to the National Wetlands Inventory, there are two wetland features mapped within the project site. An aquatic resources delineation that will address the proposed project's potential impacts on state or federally protected wetlands will be prepared and included in the EIR analysis.
- d) **Potentially Significant Impact.** Refer to response IV. a) above.
- e) **Potentially Significant Impact.** Refer to response IV. a) above.
- f) **No Impact.** The project site is not located in a Habitat Conservation Plan, Natural Community Conservation Plan, or other approved local, regional, or state habitat conservation plan. No impact is identified for this issue area.

## V. Cultural Resources

Environmental Issue Area:	Potentially Significant Impact	Potentially Significant Unless Mitigation Incorporated	Less Than Significant Impact	No Impact
<b>Would the project:</b>				
a) Cause a substantial adverse change in the significance of a historical resource pursuant to §15064.5?	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
b) Cause a substantial adverse change in the significance of an archaeological resource pursuant to §15064.5?	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
c) Disturb any human remains, including those interred outside of dedicated cemeteries?	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>

### Impact Analysis

- a) **Potentially Significant Impact.** The project site consists of undeveloped land that appears to have been historically altered. The disturbed nature of the site, including the existence of old agricultural-use related foundations and farming equipment including an irrigation system, indicates that portions of the land may have been historically used for agricultural purposes. Thus, the presence of significant or undamaged cultural resources on the site is unlikely. Although the proposed project is not expected to cause a substantial adverse change in the significance of a historical resource or archaeological resource, this issue will be analyzed further in the EIR. Therefore, a potentially significant impact is identified for this issue area. A cultural resources report that will address the proposed project's potential impacts on historic and prehistoric resources will be prepared and this issue will be addressed in the EIR.
- b) **Potentially Significant Impact.** Refer to response V. a) above.
- c) **Potentially Significant Impact.** Although unlikely, there is a potential for unknown human remains to be unearthed during earthwork activities. This issue is potentially significant and will be addressed in the EIR.

## VI. Energy

Environmental Issue Area:	Potentially Significant Impact	Potentially Significant Unless Mitigation Incorporated	Less Than Significant Impact	No Impact
<b>Would the project:</b>				
a) Result in potentially significant environmental impact due to wasteful, inefficient, or unnecessary consumption of energy resources, during project construction or operation?	<input type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>
b) Conflict with or obstruct a state or local plan for renewable energy or energy efficiency?	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>

### Impact Analysis

- a) **Less than Significant Impact.** The use of energy associated with the proposed project includes both construction and operational activities. Construction activities consume energy through the use of heavy construction equipment and truck and worker traffic. The proposed project will use energy-conserving construction equipment, including standards for construction combustion equipment recommended in the ICAPCD CEQA Air Quality Handbook. The use of better engine technology, in conjunction with the ICAPCD's standards will reduce the amount of energy used for the proposed project. Additionally, implementation and operation of the proposed project would promote the use of renewable energy and contribute incrementally to the reduction in demand for fossil fuel use for electricity-generating purposes. Therefore, the proposed project would generate renewable energy resources and is considered a beneficial effect.

Based on these considerations, the proposed project would not result in significant environmental impacts due to wasteful, inefficient, or unnecessary consumption of energy resources during construction or operation. A less than significant impact has been identified for this issue area.

- b) **No Impact.** The proposed project would help California meet its Renewable Portfolio Standard of 60 percent of retail electricity sales from renewable sources by the end of 2030 and 100 percent by 2045. The electricity generation process associated with the project would utilize solar technology to convert sunlight directly into electricity. Solar PV technology is consistent with the definition of an "eligible renewable energy resource" in Section 399.12 of the California Public Utilities Code (CPUC) and the definition of "in-state renewable electricity generation facility" in Section 25741 of the CPUC. Therefore, the proposed project would not conflict with or obstruct a state or local plan for renewable energy or energy efficiency. No Impact is identified for this issue area and no further analysis is warranted.

## VII. Geology and Soils

Environmental Issue Area:	Potentially Significant Impact	Potentially Significant Unless Mitigation Incorporated	Less Than Significant Impact	No Impact
<b>Would the project:</b>				
a) Directly or indirectly cause potential substantial adverse effects, including the risk of loss, injury or death involving:				
i. Rupture of a known earthquake fault, as delineated on the most recent Alquist-Priolo Earthquake Fault Zoning Map issued by the State Geologist for the area or based on other substantial evidence of a known fault? Refer to Division of Mines and Geology Special Publication 42?	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>
ii. Strong seismic ground shaking?	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
iii. Seismic-related ground failure, including liquefaction?	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
iv. Landslides?	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>
b) Result in substantial soil erosion or the loss of topsoil?	<input type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>
c) Be located on a geologic unit or soil that is unstable, or that would become unstable as a result of the project and potentially result in on- or off-site landslide, lateral spreading, subsidence, liquefaction, or collapse?	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
d) Be located on expansive soil, as defined in Table 18-1B of the Uniform Building Code (1994), creating substantial direct or indirect risk to life or property?	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
e) Have soils incapable of adequately supporting the use of septic tanks or alternative wastewater disposal systems where sewers are not available for the disposal of wastewater?	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>
f) Directly or indirectly destroy a unique paleontological resource or site or unique geologic feature?	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>

## Impact Analysis

- ai) **No Impact.** The project site is not located within a State of California, Alquist-Priolo Earthquake Fault Zone. Therefore, no impact is identified for this issue area.
- a ii) **Potentially Significant Impact.** The project site is located in the seismically-active Imperial Valley in Southern California and considered likely to be subjected to moderate to strong ground motion from earthquakes in the region. The project site could be affected by the occurrence of seismic activity to some degree but no more than the surrounding properties. A potentially significant impact has been identified for this issue area. A geotechnical report that will address the proposed project's potential impacts on geology and soils will be prepared and this issue will be addressed in the EIR.
- a iii) **Potentially Significant Impact.** Liquefaction occurs when granular soil below the water table is subjected to vibratory motions, such as vibratory motion produced by earthquakes. With strong ground shaking, an increase in pore water pressure develops as the soil tends to reduce in volume. If the increase in pore water pressure is sufficient to reduce the vertical effective stress (suspending the soil particles in water), the soil strength decreases, and the soil behaves as a liquid (similar to quicksand). Liquefaction can produce excessive settlement, ground rupture, lateral spreading, or failure of shallow bearing foundations.

Four conditions are generally required for liquefaction to occur:

- 1) The soil must be saturated (relatively shallow groundwater).
- 2) The soil must be loosely packed (low to medium relative density).
- 3) The soil must be relatively cohesionless (not clayey).
- 4) Groundshaking of sufficient intensity must occur to function as a trigger mechanism.

All these conditions may exist to some degree at the project site. Therefore, there is a potentially significant impact associated with liquefaction. A geotechnical report that will address the proposed project's potential impacts on geology and soils will be prepared and this issue will be addressed in the EIR.

- a iv) **No Impact.** According to Figure 2: Landslide Activity in the Seismic and Public Safety Element of the General Plan (County of Imperial 1997), the project site is not located in an area that is prone to landslide hazards. Furthermore, the project site and surrounding area is relatively flat. Therefore, no impact is identified for this issue area.
- b) **Less than Significant Impact.** According to Figure 3: Erosion Activity in the Soil the Seismic and Public Safety Element of the General Plan (County of Imperial 1997), the project site is within a generally flat area with low levels of natural erosion. However, soil erosion can result during construction as grading and construction can loosen surface soils and make soils susceptible to wind and water movement across the surface. Impacts are not considered significant because erosion would be controlled on-site in accordance with Imperial County standards including preparation, review, and approval of a grading plan by the Imperial County Engineer. Implementation of Imperial County standards would reduce the potential impacts to a less than significant level.
- c) **Potentially Significant Impact.** Near surface soils within the project site will need to be identified to determine if the soils are unstable. Therefore, this issue is potentially significant and will be analyzed in the EIR.
- d) **Potentially Significant Impact.** Near surface soils within the project site will need to be identified to determine if they consist of soils having expansion potential. Therefore, this issue is potentially significant and will be analyzed in the EIR.
- e) **No Impact.** The proposed project would not require the installation of septic tanks or alternative wastewater disposal systems. The proposed solar facility would be remotely operated, controlled and monitored and with no requirement for daily on-site employees. Therefore, no impact is identified for this issue area.
- f) **Potentially Significant Impact.** Many paleontological fossil sites are recorded in Imperial County and have been discovered during construction activities. Paleontological resources are typically impacted when earthwork activities, such as mass excavation cut into geological deposits (formations) with buried fossils. It is not known if any paleontological resources are located on the project site. The proposed project's potential to impact paleontological resources will be addressed in the EIR.

### VIII. Greenhouse Gas Emissions

Environmental Issue Area:	Potentially Significant Impact	Potentially Significant Unless Mitigation Incorporated	Less Than Significant Impact	No Impact
<b>Would the project:</b>				
a) Generate greenhouse gas emissions, either directly or indirectly, that may have a significant impact on the environment?	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
b) Conflict with an applicable plan, policy, or regulation adopted for the purpose of reducing the emissions of greenhouse gases?	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>

**Impact Analysis**

- a) **Potentially Significant Impact.** In the long-term, the project is expected to provide a benefit with respect to reduction of greenhouse gas emissions. However, the proposed project has the potential to generate greenhouse gas emissions during construction, in addition to construction worker trips to and from the project site. Thus, a potentially significant impact is identified for this issue area. A greenhouse gas emissions/climate change technical report will be prepared for the proposed project, and this issue will be addressed in the EIR.
- b) **Potentially Significant Impact.** Refer to response VIII. a) above.

### IX. Hazards and Hazardous Materials

Environmental Issue Area:	Potentially Significant Impact	Potentially Significant Unless Mitigation Incorporated	Less Than Significant Impact	No Impact
<b>Would the project:</b>				
a) Create a significant hazard to the public or the environment through the routine transport, use, or disposal of hazardous materials?	<input type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>
b) Create a significant hazard to the public or the environment through reasonably foreseeable upset and accident conditions involving the likely release of hazardous materials into the environment?	<input type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>
c) Emit hazardous emissions or handle hazardous or acutely hazardous materials, substances, or waste within one-quarter mile of an existing or proposed school?	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>
d) Be located on a site which is included on a list of hazardous materials sites compiled pursuant to Government Code Section 65962.5 and, as a result, would it create a significant hazard to the public or the environment?	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>
e) For a project located within an airport land use plan or, where such a plan has not been adopted, within two miles of a public airport or public use airport, would the project result in a safety hazard or excessive noise for people residing or working in the project area?	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>
f) Impair implementation of or physically interfere with an adopted emergency response plan or emergency evacuation plan?	<input type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>
g) Expose people or structures, either directly or indirectly, to a significant risk of loss, injury, or death involving wildland fires?	<input type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>

#### Impact Analysis

- a) **Less than Significant Impact.** Construction of the proposed project will involve the limited use of hazardous materials, such as fuels and greases to fuel and service construction equipment. No extremely hazardous substances are anticipated to be produced, used, stored, transported, or disposed of as a result of project construction. Operation of the project will be conducted remotely. Therefore, no habitable structures (e.g. housing or operation and maintenance [O&M] building) are proposed on-site. Regular and routine maintenance of the proposed project may result in the potential to handle hazardous materials. However, the hazardous materials handled on-site would be limited to small amounts of everyday use cleaners and common chemicals used for maintenance. The applicant will be required to comply with State

laws and County Ordinance restrictions, which regulate and control hazardous materials handled on-site. Such hazardous wastes would be transported off-site for disposal according to applicable State and County restrictions and laws governing the disposal of hazardous waste during construction and operation of the project. Therefore, this is considered a less than significant impact.

- b) **Less than Significant Impact.** Refer to response IX. a) above.
- c) **No Impact.** The project site is not located within 0.25 mile of an existing or proposed school. No impact is identified for this issue area.
- d) **No Impact.** Based on a review of the Cortese List conducted in March 2021, the project site is not listed as a hazardous materials site. No impact is identified for this issue area.
- e) **No Impact.** The project site is not located within 2 miles of a public airport. The nearest airports to the project site are the Calexico International Airport located approximately 10 miles west of the project site and Holtville Airport located approximately 10 miles north of the project site. Therefore, implementation of the proposed project would not result in a safety hazard or excessive noise for people residing or working in the project area. No impact is identified for this issue area.
- f) **Less than Significant Impact.** The proposed project is not expected to impair implementation of or physically interfere with an adopted emergency response plan or emergency evacuation plan. The project applicant will be required, through the conditions of approval, to prepare a street improvement plan for the project that will include emergency access points and safe vehicular travel. In addition, local building codes would be followed to minimize flood, seismic, and fire hazard. Therefore, the proposed project would result in a less than significant impact associated with the possible impediment to emergency plans.
- g) **Less than Significant Impact.** The project site is located in the unincorporated area of Imperial County. According to the Seismic and Public Safety Element of the General Plan (County of Imperial 1997), the potential for a major fire in the unincorporated areas of the County is generally low. A 10,000-gallon aboveground water storage tank will be installed on-site as required by the Imperial County Fire Department. The water tank(s) would be sized to meet the requirements of the County of Imperial to supply sufficient fire suppression water during operations. Furthermore, proposed project facilities would be designed, constructed, and operated in accordance with applicable fire protection and other environmental, health, and safety requirements. Based on these considerations, a less than significant impact is identified for this issue area.

## X. Hydrology and Water Quality

Environmental Issue Area:	Potentially Significant Impact	Potentially Significant Unless Mitigation Incorporated	Less Than Significant Impact	No Impact
<b>Would the project:</b>				
a) Violate any water quality standards or waste discharge requirements or otherwise substantially degrade surface or ground water quality?	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
b) Substantially decrease groundwater supplies or interfere substantially with groundwater recharge such that the project may impede sustainable groundwater management of the basin?	<input type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>
c) Substantially alter the existing drainage pattern of the site or area, including through the alteration of the course of a stream or river or through the addition of impervious surfaces, in a manner which would:				
i. result in substantial erosion or siltation on- or off-site;	<input type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>
ii. substantially increase the rate or amount of surface runoff in a manner which would result in flooding on- or offsite;	<input type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>
iii. create or contribute runoff water which would exceed the capacity of existing or planned stormwater drainage systems or provide substantial additional sources of polluted runoff; or	<input type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>
iv. impede or redirect flood flows?	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>
d) In flood hazard, tsunami, or seiche zones, risk release of pollutants due to project inundation?	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>
e) Conflict with or obstruct implementation of a water quality control plan or sustainable groundwater management plan?	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>

### Impact Analysis

- a) **Potentially Significant Impact.** The proposed project has the potential to create urban non-point source discharge (e.g., synthetic/organic chemicals). Potentially significant water quality impacts have been identified and will be addressed in the EIR.
- b) **Less than Significant Impact.** During construction, potable water would be brought to the site for drinking and domestic needs, while construction water would be brought to the project site for soil conditioning and

dust suppression. During operations, potable water would be trucked onto the project site. Because the solar panels will be pole-mounted above ground, they are not considered “hardscape”, such as roads, building foundations, or parking areas, as they do not require a substantial amount of impervious material. The panels and their mounting foundation would not impede groundwater recharge. Therefore, impacts would be less than significant.

- ci) **Less than Significant Impact.** The proposed project would not substantially alter the existing drainage pattern of the site. It is anticipated that the proposed drainage patterns would be similar to the existing site conditions. The project applicant would be required to implement on-site erosion control measures in accordance with Imperial County standards including preparation, review, and approval of a grading plan by the Imperial County Engineer. The proposed project is not anticipated to generate a significant increase in the amount of runoff water from water use involving solar panel washing. Water will continue to percolate through the ground, as a majority of the surface on the project site will remain pervious. Therefore, the proposed project would not substantially increase the rate of runoff, in a manner which would exceed the capacity of existing or planned stormwater drainage systems and result in flooding on- or off-site. A less than significant impact is identified for this issue area.
- cii) **Less than Significant Impact.** Refer to response X. ci) above.
- ciii) **Less than Significant Impact.** Refer to response X. ci) above.
- civ) **No Impact.** According to the Federal Emergency Management Agency (FEMA) Flood Insurance Rate Map (Panel 06025C2125C) (FEMA 2008), the project site is within Zone X, which is an area determined to be outside of the 0.2 percent annual chance of a flood. The proposed project does not propose the placement of structures within a 100-year flood hazard area. Therefore, the proposed project would not impede or redirect flood flows. No impact is identified for this issue area and no further analysis is warranted.
- d) **No Impact.** The project site is within Zone X, which is an area determined to be outside of the 0.2 percent annual chance of a flood. The project site is not located near any large bodies of water. The Salton Sea is located approximately 37 miles northwest of the project site. Furthermore, the relatively flat project site is over 100 miles inland from the Pacific Ocean. Therefore, the proposed project would not risk release of pollutants due to project inundation by flood, tsunami or seiche. No impact is identified for this issue area.
- e) **No Impact.** The proposed project will not involve the use of groundwater nor require dewatering activities. Water to be used during project-related construction activities will be brought to the site and limited to the amount necessary for soil conditioning and to conduct dust control activities. Water is anticipated to be provided by adjacent IID irrigation canals or laterals in conformance with IID construction water acquisition requirements. Therefore, the proposed project will not conflict with or obstruct implementation of a water quality control plan or sustainable groundwater management plan. No impact is identified for this issue area.

## XI. Land Use and Planning

Environmental Issue Area:	Potentially Significant Impact	Potentially Significant Unless Mitigation Incorporated	Less Than Significant Impact	No Impact
<b>Would the project:</b>				
a) Physically divide an established community?	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>
b) Cause a significant environmental impact due to a conflict with any land use plan, policy, or regulation adopted for the purpose of avoiding or mitigating an environmental effect?	<input type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>

### Impact Analysis

- a) **No Impact.** The proposed project is located in a sparsely populated, agriculturally zoned portion of Imperial County. There are no established residential communities located within or in the vicinity of the project site. Therefore, implementation of the proposed project would not divide an established community. No impact is identified for this issue area.
- b) **Less than Significant Impact.** The project site is currently designated by the General Plan as “Agriculture” and is zoned A-3-RE (Heavy Agriculture with a Renewable Energy Zone Overlay). Pursuant to Title 9, Division 5, Chapter 9, “Solar Energy Plants” and “Transmission lines, including supporting towers, poles microwave towers, utility substations” are uses that are permitted in the A-3 Zone, subject to approval of a CUP.

The County Land Use Ordinance, Division 17, includes the Renewable Energy Overlay Zone, which authorizes the development and operation of renewable energy projects, with an approved CUP. As shown on Figure 1, the project site is located entirely within the County’s Renewable Energy Overlay Zone. With approval of a CUP, the proposed solar facility would be consistent with the Imperial County Land Use Ordinance. Based on these considerations, the proposed project would not conflict with any applicable land use plan, policy, or regulation. Thus, a less than significant impact is identified for this issue area.

## XII. Mineral Resources

Environmental Issue Area:	Potentially Significant Impact	Potentially Significant Unless Mitigation Incorporated	Less Than Significant Impact	No Impact
<b>Would the project:</b>				
a) Result in the loss of availability of a known mineral resource that would be of value to the region and the residents of the state?	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>
b) Result in the loss of availability of a locally-important mineral resource recovery site delineated on a local general plan, specific plan, or other land use plan?	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>

### Impact Analysis

- a) **No Impact.** The project site is not used for mineral resource production. According to Figure 8: Imperial County Existing Mineral Resources of the Conservation and Open Space Element of the General Plan (County of Imperial 2016), no known mineral resources occur within the project site nor does the project site contain mapped mineral resources. Therefore, the proposed project would not result in the loss of availability of any known mineral resources that would be of value to the region and the residents of California nor would the proposed project result in the loss of availability of a locally important mineral resource. Thus, no impact is identified for this issue area and no further analysis is warranted.
- b) **No Impact.** Refer to response XIII. a) above.

### XIII. Noise

Environmental Issue Area:	Potentially Significant Impact	Potentially Significant Unless Mitigation Incorporated	Less Than Significant Impact	No Impact
<b>Would the project result in:</b>				
a) Generation of a substantial temporary or permanent increase in ambient noise levels in the vicinity of the project in excess of standards established in the local general plan or noise ordinance, or applicable standards of other agencies?	<input type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>
b) Generation of excessive groundborne vibration or groundborne noise levels?	<input type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>
c) For a project located within the vicinity of a private airstrip or an airport land use plan or, where such a plan has not been adopted, within two miles of a public airport or public use airport, would the project expose people residing or working in the project area to excessive noise levels?	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>

#### Impact Analysis

- a) **Less than Significant Impact.** The Imperial County Title 9 Land Use Ordinance, Division 7, Chapter 2, Section 90702.00 - Sound level limits, establishes one-hour average sound level limits for the County's land use zones. Agricultural/industrial operations are required to comply with the noise levels prescribed under the general industrial zones. Therefore, the proposed project will be required to maintain noise levels below 75 decibels (dB) (averaged over one hour) during any time of day.

The proposed project will also be expected to comply with the Noise Element of the General Plan which states that construction noise, from a single piece of equipment or a combination of equipment, shall not exceed 75 dB, when averaged over an eight hour period, dB, and measured at the nearest sensitive receptor. Construction equipment operation is also limited to the hours of 7 a.m. to 7 p.m., Monday through Friday, and 9 a.m. to 5 p.m on Saturday. Nevertheless, the proposed project will result in the increase in ambient noise levels during construction. A noise report that will address the proposed project's potential noise impacts will be prepared and this issue will be addressed in the EIR.

- b) **Less than Significant Impact.** Groundborne vibration and noise could originate from earth movement during the construction phase of the proposed project. However, significant vibration is typically associated with activities such as blasting or the use of pile drivers, neither of which would be required during project construction. The proposed project would be expected to comply with all applicable requirements for long-term operation, as well as with measures to reduce excessive groundborne vibration and noise to ensure that the proposed project would not expose persons or structures to excessive groundborne vibration. Therefore, a less than significant impact has been identified for this issue area.
- c) **No Impact.** The project site is not located within 2 miles of a public airport or private airstrip. The nearest airport to the project site is the Calexico International Airport, located approximately 10 miles west of the project site. Therefore, the proposed project would not expose people residing or working in the project area to excess noise levels and no impact is identified for this issue area.

#### XIV. Population and Housing

Environmental Issue Area:	Potentially Significant Impact	Potentially Significant Unless Mitigation Incorporated	Less Than Significant Impact	No Impact
<b>Would the project:</b>				
a) Induce substantial unplanned population growth in an area, either directly (e.g., by proposing new homes and businesses) or indirectly (e.g., through extension of roads or other infrastructure)?	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>
b) Displace substantial numbers of existing people or housing, necessitating the construction of replacement housing elsewhere?	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>

#### Impact Analysis

- a) **No Impact.** Development of housing is not proposed as part of the proposed project. No full-time employees are required to operate the proposed project since the project facility will be monitored remotely. However, it is anticipated that maintenance of the facility will require minimal site presence to perform periodic visual inspections and minor repairs. On intermittent occasions, the presence of additional workers may be required for repairs or replacement of equipment and panel cleaning; however, due to the nature of the facility, such actions will likely occur infrequently. Therefore, the proposed project would not result in a substantial growth in the area, as the number of employees required to operate and maintain the facility is minimal. No impact is identified for this issue area.
- b) **No Impact.** No housing exists within the project site. Therefore, the proposed project would not displace any existing people or housing, which would require the construction of replacement housing elsewhere. No impact is identified for this issue area.

**XV. Public Services**

Environmental Issue Area:	Potentially Significant Impact	Potentially Significant Unless Mitigation Incorporated	Less Than Significant Impact	No Impact
a) Would the project result in substantial adverse physical impacts associated with the provision of new or physically altered governmental facilities, need for new or physically altered governmental facilities, the construction of which could cause significant environmental impacts, in order to maintain acceptable service ratios, response times or other performance objectives for any of the public services:				
i. Fire Protection?	<input type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>
ii. Police Protection?	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
iii. Schools?	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
iv. Parks?	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>
v. Other public facilities?	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>

**Impact Analysis**

- ai) **Less than Significant Impact.** Fire protection and emergency medical services in the project area are provided by the Imperial County Fire Department. The proposed site is located in the unincorporated area of Imperial County. According to the Seismic and Public Safety Element of the General Plan (County of Imperial 1997), the potential for a major fire in the unincorporated areas of the County is generally low. A 10,000-gallon aboveground water storage tank(s) would be installed on the project site as required by the Imperial County Fire Department. The water tank(s) would be sized to meet the requirements of the County of Imperial to supply sufficient fire suppression water during operations. Both the access and service roads (along the perimeter of the project facility) would have turnaround areas to allow clearance for fire trucks per fire department standards (70 feet by 70 feet, and minimum 20-foot-wide access road). The project applicant will be required to consult with the Fire Department to address any fire safety and service concerns so that adequate service is maintained. Based on these considerations, the project would not result in a need for fire facility expansion and a less than significant impact is identified for this issue area.
- aii) **Potentially Significant Impact.** Police protection services in the project area is provided by the Imperial County Sheriff’s Department. Although the potential is low, the proposed project may attract vandals or other security risks and the increase in construction related traffic could increase demand on law enforcement services. Therefore, on-site security systems would be provided and access would be limited to the areas surrounding the project site during construction and operation, thereby minimizing the need for police surveillance. The proposed project’s potentially significant impacts on sheriff services will be addressed in the EIR.
- aiii) **No Impact.** The proposed project does not include the development of residential land uses that would result in an increase in population or student generation. Additionally, construction of the proposed project would not result in an increase in student population within the Imperial County’s School District since it is anticipated that construction workers would commute in during construction operations. Therefore, no impact is identified for this issue area and no further analysis is warranted.
- aiv) **No Impact.** Although maintenance of the project facility will require minimal site presence to perform periodic visual inspections and minor repairs, no full-time employees are required to operate the proposed project because the project facility will be monitored remotely. Therefore, substantial permanent increases in population that would adversely affect local parks is not expected. No impact is identified for this issue area and no further analysis is warranted.

- av) **No Impact.** Although maintenance of the project facility will require minimal site presence to perform periodic visual inspections and minor repairs, no full-time employees are required to operate the proposed project because the project facility will be monitored remotely. Therefore, substantial permanent increases in population that would adversely affect libraries and other public facilities (such as post offices) is not expected. The proposed project is not expected to have an impact on other public facilities such as post offices, and libraries. No impact is identified for this issue area and no further analysis is warranted.

**XVI. Recreation**

Environmental Issue Area:	Potentially Significant Impact	Potentially Significant Unless Mitigation Incorporated	Less Than Significant Impact	No Impact
<b><i>Would the project:</i></b>				
a) Would the project increase the use of existing neighborhood and regional parks or other recreational facilities such that substantial physical deterioration of the facility would occur or be accelerated?	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>
b) Does the project include recreational facilities or require the construction or expansion of recreational facilities, which might have an adverse physical effect on the environment?	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>

***Impact Analysis***

- a) **No Impact.** The proposed project would not generate new employment on a long-term basis. As such, the proposed project would not significantly increase the use or accelerate the deterioration of regional parks or other recreational facilities. The temporary increase of population during construction that might be caused by an influx of workers would be minimal and not cause a detectable increase in the use of parks. Additionally, the proposed project would not include or require the expansion of recreational facilities. No impact is identified for this issue area and no further analysis is warranted.
- b) **No Impact.** Refer to response XVI. a) above.

## XVII. Transportation

Environmental Issue Area:	Potentially Significant Impact	Potentially Significant Unless Mitigation Incorporated	Less Than Significant Impact	No Impact
<b>Would the project:</b>				
a) Conflict with a program plan, ordinance or policy addressing the circulation system, including transit, roadway, bicycle and pedestrian facilities?	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
b) Conflict with or be inconsistent with CEQA Guidelines section 15064.3, subdivision (b)?	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
c) Substantially increase hazards due to a geometric design feature (e.g., sharp curves or dangerous intersections) or incompatible uses (e.g., farm equipment)?	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>
d) Result in inadequate emergency access?	<input type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>

### Impact Analysis

- a) **Potentially Significant Impact.** Construction of the proposed project would result in a small increase of traffic to the area, which may result in a potentially significant impact. Therefore, a traffic impact study that will address the proposed project's potential impacts on transportation will be prepared, and this issue will be addressed in the EIR.
- b) **Potentially Significant Impact.** Section 15064.3(b) of the CEQA Guidelines provides guidance on determining the significance of transportation impacts and focuses on the use of vehicle miles traveled (VMT), which is defined as the amount and distance of automobile travel associated with a project. Given the nature of the project, after construction, there would be a nominal amount of vehicle trips generated by the project. Once the proposed project is implemented, the proposed project would require intermittent maintenance requiring a negligible amount of traffic trips on an annual basis. However minimal, the proposed project would increase the number of vehicular trips related to construction and the need for intermittent maintenance on an annual basis. Therefore, this issue is potentially significant and will be addressed in the traffic impact study and EIR analysis.
- c) **No Impact.** To accommodate emergency access, PV panels would be spaced to maintain proper clearance. Internal access roads, up to 30-feet wide, would be constructed along the perimeter fence and solar panels to facilitate vehicle access and maneuverability for emergency unit vehicles. Access roads would be graded and compacted (native soils) as required for construction, operations, maintenance, and emergency vehicle access. These access roads would not increase hazards because of design features or incompatible uses. Therefore, no impact will occur.
- d) **Less than Significant Impact.** To accommodate emergency access, PV panels would be spaced to maintain proper clearance. 30-foot wide internal access roads would be constructed along the perimeter fence and solar panels to facilitate vehicle access and maneuverability for emergency unit vehicles. The internal access roads would be graded and compacted (native soils) as required for construction, operations, maintenance, and emergency vehicle access. The access and service roads would also have turnaround areas at any dead-end to allow clearance for fire trucks per fire department standards. Based on this context, impacts are considered less than significant.

**XVIII. Tribal Cultural Resources**

Environmental Issue Area:	Potentially Significant Impact	Potentially Significant Unless Mitigation Incorporated	Less Than Significant Impact	No Impact
<b><i>Would the project cause a substantial adverse change in the significance of a tribal cultural resource defined in Public Resources Code section 21074 as either a site, feature, place, cultural landscape that is geographically defined in terms of the size and scope of the landscape, sacred place, or object with cultural value to a California Native American tribe, and that is:</i></b>				
a) Listed or eligible for listing in the California Register of Historical Resources, or in a local register of historical resources as defined in Public Resources Code section 5020.1(k)?	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
b) A resource determined by the lead agency, in its discretion and supported by substantial evidence, to be significant pursuant to criteria set forth in subdivision (c) of Public Resources Code Section 5024.1. In applying the criteria set forth in subdivision (c) of Public Resources Code Section 5024.1, the lead agency shall consider the significance of the resource to a California Native American tribe?	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>

**Impact Analysis**

a-b) **Potentially Significant Impact.** Assembly Bill 52 was passed in 2014 and took effect July 1, 2015. It established a new category of environmental resources that must be considered under CEQA called tribal cultural resources (Public Resources Code 21074) and established a process for consulting with Native American tribes and groups regarding those resources. Assembly Bill 52 requires a lead agency to begin consultation with a California Native American tribe that is traditionally and culturally affiliated with the geographic area of the proposed project.

In accordance with AB 52, Imperial County, as the CEQA lead agency, sent an AB 52 consultation request letter to the Quechan Indian Tribe on March 26, 2021. On April 1, 2021, the Quechan Indian Tribe requested consultation with the County on the project. The County is in the process of consulting with the Quechan Indian Tribe on the project. This issue will be further analyzed in the EIR.

## XIX. Utilities and Service Systems

Environmental Issue Area:	Potentially Significant Impact	Potentially Significant Unless Mitigation Incorporated	Less Than Significant Impact	No Impact
<b>Would the project:</b>				
a) Require or result in the relocation or construction of new or expanded water, wastewater treatment or storm water drainage, electric power, natural gas, or telecommunications facilities, the construction or relocation of which could cause significant environmental effects?	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
b) Have sufficient water supplies available to serve the project and reasonably foreseeable future development during normal, dry and multiple dry years?	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
c) Result in a determination by the wastewater treatment provider, which serves or may serve the project that it has adequate capacity to serve the project's projected demand in addition to the provider's existing commitments?	<input type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>
d) Generate solid waste in excess of State or local standards, or in excess of the capacity of local infrastructure, or otherwise impair the attainment of solid waste reduction goals?	<input type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>
e) Comply with federal, state, and local management and reduction statutes and regulations related to solid waste?	<input type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>

### Impact Analysis

- a) **Potentially Significant Impact.** No IID drains or canals will be impacted by the proposed project. The proposed project does not require expanded or new storm drainage facilities because the proposed solar facility would not generate a significant increase in the amount of impervious surfaces that would increase runoff during storm events and exceed the capacity of existing or planned stormwater drainage systems. Water from solar panel washing would continue to percolate through the ground, as a majority of the surfaces within the project site would remain pervious.

The wastewater generated during construction would be contained within portable toilet facilities and disposed of at an approved site. The minimal volume of wastewater generated during construction would not require the relocation expansion, or construction of wastewater treatment facilities. Further, no habitable structures (e.g. housing or O&M buildings) are proposed on the project site. Therefore, the proposed project would not require or result in the relocation or construction of new or expanded electric power, natural gas, or telecommunications facilities.

Although water for solar panel washing and fire protection (on-site storage) during project operation is not anticipated to result in a significant increase in water demand/use, IID would provide the water required for operations and maintenance and potable water will be trucked onto the site. Thus, a potentially significant impact is identified for the availability of sufficient water supplies to serve the proposed project for the reasonably foreseeable future. A water supply assessment that will address the proposed project's potential impacts on water supplies will be prepared and included in the EIR analysis.

- b) **Potentially Significant Impact.** Refer to response XIX. a) above.
- c) **Less than Significant Impact.** The proposed project would generate a minimal volume of wastewater during construction. During construction activities, wastewater would be contained within portable toilet facilities and disposed of at an approved site. Further, no habitable structures (e.g. housing or O&M buildings) are proposed on the project site; therefore, there would be no wastewater generation from the proposed project during operation. The proposed project would not exceed wastewater treatment requirements of the RWQCB. Therefore, a less than significant impact is identified for this issue area.
- d) **Less than Significant Impact.** Solid waste generation would be minor for the construction and operation of the proposed project. Solid waste will be disposed of using a locally-licensed waste hauling service, most likely Allied Waste. Trash would likely be hauled to the Calexico Solid Waste Site (13-AA-0004) located approximately 13 miles west of the proposed project in Calexico. The Calexico Solid Waste Site has approximately 1,561,235 cubic yards of remaining capacity and is estimated to remain in operation through 2179 (CalRecycle n.d.). Therefore, there is ample landfill capacity in the County to receive the minor amount of solid waste generated by construction and operation of the proposed project.

Additionally, because the proposed project would generate solid waste during construction and operation, they will be required to comply with state and local requirements for waste reduction and recycling; including the 1989 California Integrated Waste Management Act and the 1991 California Solid Waste Reuse and Recycling Access Act of 1991. Also, conditions of the conditional use permit will contain provisions for recycling and diversion of Imperial County construction waste policies. Therefore, a less than significant impact is identified for this issue area.

- e) **Less than Significant Impact.** Refer to response XIX. d) above.

## XX. Wildfire

Environmental Issue Area:	Potentially Significant Impact	Potentially Significant Unless Mitigation Incorporated	Less Than Significant Impact	No Impact
<b><i>If located in or near state responsibility areas or lands classified as very high fire hazard severity zones, would the project:</i></b>				
a) Substantially impair an adopted emergency response plan or emergency evacuation plan?	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>
b) Due to slope, prevailing winds, and other factors, exacerbate wildfire risks, and thereby expose project occupants to, pollutant concentrations from a wildfire or the uncontrolled spread of a wildfire?	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>
c) Require the installation or maintenance of associated infrastructure (such as roads, fuel breaks, emergency water sources, power lines or other utilities) that may exacerbate fire risk or that may result in temporary or ongoing impacts to the environment?	<input type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>
d) Expose people or structures to significant risks, including downslope or downstream flooding or landslides, as a result of runoff, post-fire slope instability, or drainage changes?	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>

### **Impact Analysis**

- No Impact.** According to the Fire Hazard Severity Zone Viewer provided by the California Department of Forestry and Fire Protection, the proposed project is not located in or near state responsibility areas or lands classified as very high hazard severity zones (California Department of Forestry and Fire Protection 2020). Therefore, the proposed project would not substantially impair an adopted emergency response plan or emergency evacuation plan. No impact is identified for this issue area.
- No Impact.** The proposed project is not located in or near state responsibility areas or lands classified as very high hazard severity zones (California Department of Forestry and Fire Protection 2020). Therefore, the proposed project would not exacerbate wildfire risks. No impact is identified for this issue area.
- Less than Significant Impact.** Fire protection and emergency medical services in the area are provided by the Imperial County Fire Department. The proposed project is not located in or near state responsibility areas or lands classified as very high hazard severity zones (California Department of Forestry and Fire Protection 2020). Further, the proposed project is located in an unincorporated area of Imperial County, which has a generally low potential for a major fire (County of Imperial 2016).

The project involves the installation of solar PV panels on fixed frames or single-axis horizontal trackers, an on-site substation and inverters, transformers, underground electrical cables, and 10,000-gallon aboveground water storage tank as required by the Imperial County Fire Department. The water tank(s) would be sized to meet the requirements of the County of Imperial to supply sufficient fire suppression water during operations. Further, the project site would be accessible from a primary and secondary (if required) access driveway that would have turnaround areas to allow clearance for fire trucks per fire department standards (30-foot-wide access road) and 30-foot double swing gates with keyed entry. In addition, operation and maintenance would not affect the ability of fire personnel to respond to fires. Therefore, the

proposed project would not exacerbate fire risk and would continue to be adequately supported by the existing fire protection services. A less than significant impact is identified for this issue area.

- d) **No Impact.** The proposed project is not located in or near state responsibility areas or lands classified as very high hazard severity zones (California Department of Forestry and Fire Protection 2020). Additionally, the proposed project would not expose people or structures to significant risks, including downslope or downstream flooding or landslides, as a result of runoff, post-fire slope instability, or drainage changes. No impact is identified for this issue area and no further analysis is warranted.

## XXI. Mandatory Findings of Significance

Environmental Issue Area:	Potentially Significant Impact	Potentially Significant Unless Mitigation Incorporated	Less Than Significant Impact	No Impact
<b>Would the project:</b>				
a) Does the project have the potential to substantially degrade the quality of the environment, substantially reduce the habitat of a fish or wildlife species, cause a fish or wildlife population to drop below self-sustaining levels, threaten to eliminate a plant or animal community, substantially reduce the number or restrict the range of a rare or endangered plant or animal or eliminate important examples of the major periods of California history or prehistory?	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
b) Does the project have impacts that are individually limited, but cumulatively considerable ("Cumulatively considerable" means that the incremental effects of a project are considerable when viewed in connection with the effects of past projects, the effects of other current projects, and the effects of probable future projects)?	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
c) Does the project have environmental effects, which will cause substantial adverse effects on human beings, either directly or indirectly?	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>

### Impact Analysis

- a) **Potentially Significant Impact.** The proposed project has the potential to result in significant environmental effects on biological resources and cultural resources, which could directly or indirectly cause adverse effects on the environment. These issues will be further evaluated in the EIR.
- b) **Potentially Significant Impact.** Implementation of the proposed project has the potential to result in impacts related to: aesthetics, agricultural resources, air quality, biological resources, cultural resources, geology/soils, greenhouse gas emissions, hydrology and water quality, public services, transportation, tribal cultural resources, and utilities/service systems.. The proposed project has the potential to result in cumulative impacts with regards to the identified issue areas. Cumulative impacts will be discussed and further analyzed in the EIR.
- c) **Potentially Significant Impact.** Implementation of the proposed project has the potential to result in impacts related to: air quality and geology/soils. These potential environmental effects could cause substantial adverse effects on human beings. These issues will be further evaluated in the EIR.

## References

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## List of Preparers

This Initial Study was prepared for the Imperial County Planning and Development Services Department by HDR at 591 Camino de la Reina, Suite 300, San Diego, CA 92108. The following professionals participated in its preparation:

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Michael Abraham, AICP, Assistant Planning and Development Services Director

Diana Robinson, Planner III

### HDR

Tim Gnibus, Principal

Sharyn Del Rosario, Project Manager

Elaine Lee, Environmental Planner

Anders Burvall, Senior Geographic Information Systems Analyst

Renee Stueber, Document Production Administrator

# **Comment Letters Received on Notice of Preparation**



## NATIVE AMERICAN HERITAGE COMMISSION

May 5, 2021

Diana Robinson  
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801 Main Street  
El Centro, CA 92243

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**Re: 2021050018, VEGA SES 4 Solar Energy Project, Imperial County**

Dear Ms. Robinson:

The Native American Heritage Commission (NAHC) has received the Notice of Preparation (NOP), Draft Environmental Impact Report (DEIR) or Early Consultation for the project referenced above. The California Environmental Quality Act (CEQA) (Pub. Resources Code §21000 et seq.), specifically Public Resources Code §21084.1, states that a project that may cause a substantial adverse change in the significance of a historical resource, is a project that may have a significant effect on the environment. (Pub. Resources Code § 21084.1; Cal. Code Regs., tit.14, §15064.5 (b) (CEQA Guidelines § 15064.5 (b)). If there is substantial evidence, in light of the whole record before a lead agency, that a project may have a significant effect on the environment, an Environmental Impact Report (EIR) shall be prepared. (Pub. Resources Code §21080 (d); Cal. Code Regs., tit. 14, § 5064 subd.(a)(1) (CEQA Guidelines § 15064 (a)(1)). In order to determine whether a project will cause a substantial adverse change in the significance of a historical resource, a lead agency will need to determine whether there are historical resources within the area of potential effect (APE).

CEQA was amended significantly in 2014. Assembly Bill 52 (Gatto, Chapter 532, Statutes of 2014) (AB 52) amended CEQA to create a separate category of cultural resources, "tribal cultural resources" (Pub. Resources Code §21074) and provides that a project with an effect that may cause a substantial adverse change in the significance of a tribal cultural resource is a project that may have a significant effect on the environment. (Pub. Resources Code §21084.2). Public agencies shall, when feasible, avoid damaging effects to any tribal cultural resource. (Pub. Resources Code §21084.3 (a)). **AB 52 applies to any project for which a notice of preparation, a notice of negative declaration, or a mitigated negative declaration is filed on or after July 1, 2015.** If your project involves the adoption of or amendment to a general plan or a specific plan, or the designation or proposed designation of open space, on or after March 1, 2005, it may also be subject to Senate Bill 18 (Burton, Chapter 905, Statutes of 2004) (SB 18). **Both SB 18 and AB 52 have tribal consultation requirements.** If your project is also subject to the federal National Environmental Policy Act (42 U.S.C. § 4321 et seq.) (NEPA), the tribal consultation requirements of Section 106 of the National Historic Preservation Act of 1966 (154 U.S.C. 300101, 36 C.F.R. §800 et seq.) may also apply.

The NAHC recommends consultation with California Native American tribes that are traditionally and culturally affiliated with the geographic area of your proposed project as early as possible in order to avoid inadvertent discoveries of Native American human remains and best protect tribal cultural resources. Below is a brief summary of portions of AB 52 and SB 18 as well as the NAHC's recommendations for conducting cultural resources assessments.

**Consult your legal counsel about compliance with AB 52 and SB 18 as well as compliance with any other applicable laws.**

**RECEIVED**

**MAY 10 2021**

**IMPERIAL COUNTY  
PLANNING & DEVELOPMENT SERVICES**

AB 52 has added to CEQA the additional requirements listed below, along with many other requirements:

- 1. Fourteen Day Period to Provide Notice of Completion of an Application/Decision to Undertake a Project:** Within fourteen (14) days of determining that an application for a project is complete or of a decision by a public agency to undertake a project, a lead agency shall provide formal notification to a designated contact of, or tribal representative of, traditionally and culturally affiliated California Native American tribes that have requested notice, to be accomplished by at least one written notice that includes:

  - a. A brief description of the project.
  - b. The lead agency contact information.
  - c. Notification that the California Native American tribe has 30 days to request consultation. (Pub. Resources Code §21080.3.1 (d)).
  - d. A "California Native American tribe" is defined as a Native American tribe located in California that is on the contact list maintained by the NAHC for the purposes of Chapter 905 of Statutes of 2004 (SB 18). (Pub. Resources Code §21073).
  
- 2. Begin Consultation Within 30 Days of Receiving a Tribe's Request for Consultation and Before Releasing a Negative Declaration, Mitigated Negative Declaration, or Environmental Impact Report:** A lead agency shall begin the consultation process within 30 days of receiving a request for consultation from a California Native American tribe that is traditionally and culturally affiliated with the geographic area of the proposed project. (Pub. Resources Code §21080.3.1, subs. (d) and (e)) and prior to the release of a negative declaration, mitigated negative declaration or Environmental Impact Report. (Pub. Resources Code §21080.3.1(b)).

  - a. For purposes of AB 52, "consultation shall have the same meaning as provided in Gov. Code §65352.4 (SB 18). (Pub. Resources Code §21080.3.1 (b)).
  
- 3. Mandatory Topics of Consultation If Requested by a Tribe:** The following topics of consultation, if a tribe requests to discuss them, are mandatory topics of consultation:

  - a. Alternatives to the project.
  - b. Recommended mitigation measures.
  - c. Significant effects. (Pub. Resources Code §21080.3.2 (a)).
  
- 4. Discretionary Topics of Consultation:** The following topics are discretionary topics of consultation:

  - a. Type of environmental review necessary.
  - b. Significance of the tribal cultural resources.
  - c. Significance of the project's impacts on tribal cultural resources.
  - d. If necessary, project alternatives or appropriate measures for preservation or mitigation that the tribe may recommend to the lead agency. (Pub. Resources Code §21080.3.2 (a)).
  
- 5. Confidentiality of Information Submitted by a Tribe During the Environmental Review Process:** With some exceptions, any information, including but not limited to, the location, description, and use of tribal cultural resources submitted by a California Native American tribe during the environmental review process shall not be included in the environmental document or otherwise disclosed by the lead agency or any other public agency to the public, consistent with Government Code §6254 (r) and §6254.10. Any information submitted by a California Native American tribe during the consultation or environmental review process shall be published in a confidential appendix to the environmental document unless the tribe that provided the information consents, in writing, to the disclosure of some or all of the information to the public. (Pub. Resources Code §21082.3 (c)(1)).
  
- 6. Discussion of Impacts to Tribal Cultural Resources in the Environmental Document:** If a project may have a significant impact on a tribal cultural resource, the lead agency's environmental document shall discuss both of the following:

  - a. Whether the proposed project has a significant impact on an identified tribal cultural resource.
  - b. Whether feasible alternatives or mitigation measures, including those measures that may be agreed to pursuant to Public Resources Code §21082.3, subdivision (a), avoid or substantially lessen the impact on the identified tribal cultural resource. (Pub. Resources Code §21082.3 (b)).

- 7. Conclusion of Consultation:** Consultation with a tribe shall be considered concluded when either of the following occurs:
- a. The parties agree to measures to mitigate or avoid a significant effect, if a significant effect exists, on a tribal cultural resource; or
  - b. A party, acting in good faith and after reasonable effort, concludes that mutual agreement cannot be reached. (Pub. Resources Code §21080.3.2 (b)).
- 8. Recommending Mitigation Measures Agreed Upon in Consultation in the Environmental Document:** Any mitigation measures agreed upon in the consultation conducted pursuant to Public Resources Code §21080.3.2 shall be recommended for inclusion in the environmental document and in an adopted mitigation monitoring and reporting program, if determined to avoid or lessen the impact pursuant to Public Resources Code §21082.3, subdivision (b), paragraph 2, and shall be fully enforceable. (Pub. Resources Code §21082.3 (a)).
- 9. Required Consideration of Feasible Mitigation:** If mitigation measures recommended by the staff of the lead agency as a result of the consultation process are not included in the environmental document or if there are no agreed upon mitigation measures at the conclusion of consultation, or if consultation does not occur, and if substantial evidence demonstrates that a project will cause a significant effect to a tribal cultural resource, the lead agency shall consider feasible mitigation pursuant to Public Resources Code §21084.3 (b). (Pub. Resources Code §21082.3 (e)).
- 10. Examples of Mitigation Measures That, If Feasible, May Be Considered to Avoid or Minimize Significant Adverse Impacts to Tribal Cultural Resources:**
- a. Avoidance and preservation of the resources in place, including, but not limited to:
    - i. Planning and construction to avoid the resources and protect the cultural and natural context.
    - ii. Planning greenspace, parks, or other open space, to incorporate the resources with culturally appropriate protection and management criteria.
  - b. Treating the resource with culturally appropriate dignity, taking into account the tribal cultural values and meaning of the resource, including, but not limited to, the following:
    - i. Protecting the cultural character and integrity of the resource.
    - ii. Protecting the traditional use of the resource.
    - iii. Protecting the confidentiality of the resource.
  - c. Permanent conservation easements or other interests in real property, with culturally appropriate management criteria for the purposes of preserving or utilizing the resources or places.
  - d. Protecting the resource. (Pub. Resource Code §21084.3 (b)).
  - e. Please note that a federally recognized California Native American tribe or a non-federally recognized California Native American tribe that is on the contact list maintained by the NAHC to protect a California prehistoric, archaeological, cultural, spiritual, or ceremonial place may acquire and hold conservation easements if the conservation easement is voluntarily conveyed. (Civ. Code §815.3 (c)).
  - f. Please note that it is the policy of the state that Native American remains and associated grave artifacts shall be repatriated. (Pub. Resources Code §5097.991).
- 11. Prerequisites for Certifying an Environmental Impact Report or Adopting a Mitigated Negative Declaration or Negative Declaration with a Significant Impact on an Identified Tribal Cultural Resource:** An Environmental Impact Report may not be certified, nor may a mitigated negative declaration or a negative declaration be adopted unless one of the following occurs:
- a. The consultation process between the tribes and the lead agency has occurred as provided in Public Resources Code §21080.3.1 and §21080.3.2 and concluded pursuant to Public Resources Code §21080.3.2.
  - b. The tribe that requested consultation failed to provide comments to the lead agency or otherwise failed to engage in the consultation process.
  - c. The lead agency provided notice of the project to the tribe in compliance with Public Resources Code §21080.3.1 (d) and the tribe failed to request consultation within 30 days. (Pub. Resources Code §21082.3 (d)).

The NAHC's PowerPoint presentation titled, "Tribal Consultation Under AB 52: Requirements and Best Practices" may be found online at: [http://nahc.ca.gov/wp-content/uploads/2015/10/AB52TribalConsultation\\_CalePAPDF.pdf](http://nahc.ca.gov/wp-content/uploads/2015/10/AB52TribalConsultation_CalePAPDF.pdf)

## SB 18

SB 18 applies to local governments and requires local governments to contact, provide notice to, refer plans to, and consult with tribes prior to the adoption or amendment of a general plan or a specific plan, or the designation of open space. (Gov. Code §65352.3). Local governments should consult the Governor's Office of Planning and Research's "Tribal Consultation Guidelines," which can be found online at: [https://www.opr.ca.gov/docs/09\\_14\\_05\\_Updated\\_Guidelines\\_922.pdf](https://www.opr.ca.gov/docs/09_14_05_Updated_Guidelines_922.pdf).

Some of SB 18's provisions include:

1. **Tribal Consultation:** If a local government considers a proposal to adopt or amend a general plan or a specific plan, or to designate open space it is required to contact the appropriate tribes identified by the NAHC by requesting a "Tribal Consultation List." If a tribe, once contacted, requests consultation the local government must consult with the tribe on the plan proposal. **A tribe has 90 days from the date of receipt of notification to request consultation unless a shorter timeframe has been agreed to by the tribe.** (Gov. Code §65352.3 (a)(2)).
2. **No Statutory Time Limit on SB 18 Tribal Consultation.** There is no statutory time limit on SB 18 tribal consultation.
3. **Confidentiality:** Consistent with the guidelines developed and adopted by the Office of Planning and Research pursuant to Gov. Code §65040.2, the city or county shall protect the confidentiality of the information concerning the specific identity, location, character, and use of places, features and objects described in Public Resources Code §5097.9 and §5097.993 that are within the city's or county's jurisdiction. (Gov. Code §65352.3 (b)).
4. **Conclusion of SB 18 Tribal Consultation:** Consultation should be concluded at the point in which:
  - a. The parties to the consultation come to a mutual agreement concerning the appropriate measures for preservation or mitigation; or
  - b. Either the local government or the tribe, acting in good faith and after reasonable effort, concludes that mutual agreement cannot be reached concerning the appropriate measures of preservation or mitigation. (Tribal Consultation Guideline, Governor's Office of Planning and Research (2005) at p. 18).

Agencies should be aware that neither AB 52 nor SB 18 precludes agencies from initiating tribal consultation with tribes that are traditionally and culturally affiliated with their jurisdictions before the timeframes provided in AB 52 and SB 18. For that reason, we urge you to continue to request Native American Tribal Contact Lists and "Sacred Lands File" searches from the NAHC. The request forms can be found online at: <http://nahc.ca.gov/resources/forms/>.

### NAHC Recommendations for Cultural Resources Assessments

To adequately assess the existence and significance of tribal cultural resources and plan for avoidance, preservation in place, or barring both, mitigation of project-related impacts to tribal cultural resources, the NAHC recommends the following actions:

1. Contact the appropriate regional California Historical Research Information System (CHRIS) Center ([http://ohp.parks.ca.gov/?page\\_id=1068](http://ohp.parks.ca.gov/?page_id=1068)) for an archaeological records search. The records search will determine:
  - a. If part or all of the APE has been previously surveyed for cultural resources.
  - b. If any known cultural resources have already been recorded on or adjacent to the APE.
  - c. If the probability is low, moderate, or high that cultural resources are located in the APE.
  - d. If a survey is required to determine whether previously unrecorded cultural resources are present.
2. If an archaeological inventory survey is required, the final stage is the preparation of a professional report detailing the findings and recommendations of the records search and field survey.
  - a. The final report containing site forms, site significance, and mitigation measures should be submitted immediately to the planning department. All information regarding site locations, Native American human remains, and associated funerary objects should be in a separate confidential addendum and not be made available for public disclosure.
  - b. The final written report should be submitted within 3 months after work has been completed to the appropriate regional CHRIS center.

3. Contact the NAHC for:
  - a. A Sacred Lands File search. Remember that tribes do not always record their sacred sites in the Sacred Lands File, nor are they required to do so. A Sacred Lands File search is not a substitute for consultation with tribes that are traditionally and culturally affiliated with the geographic area of the project's APE.
  - b. A Native American Tribal Consultation List of appropriate tribes for consultation concerning the project site and to assist in planning for avoidance, preservation in place, or, failing both, mitigation measures.
  
4. Remember that the lack of surface evidence of archaeological resources (including tribal cultural resources) does not preclude their subsurface existence.
  - a. Lead agencies should include in their mitigation and monitoring reporting program plan provisions for the identification and evaluation of inadvertently discovered archaeological resources per Cal. Code Regs., tit. 14, §15064.5(f) (CEQA Guidelines §15064.5(f)). In areas of identified archaeological sensitivity, a certified archaeologist and a culturally affiliated Native American with knowledge of cultural resources should monitor all ground-disturbing activities.
  - b. Lead agencies should include in their mitigation and monitoring reporting program plans provisions for the disposition of recovered cultural items that are not burial associated in consultation with culturally affiliated Native Americans.
  - c. Lead agencies should include in their mitigation and monitoring reporting program plans provisions for the treatment and disposition of inadvertently discovered Native American human remains. Health and Safety Code §7050.5, Public Resources Code §5097.98, and Cal. Code Regs., tit. 14, §15064.5, subdivisions (d) and (e) (CEQA Guidelines §15064.5, subs. (d) and (e)) address the processes to be followed in the event of an inadvertent discovery of any Native American human remains and associated grave goods in a location other than a dedicated cemetery.

If you have any questions or need additional information, please contact me at my email address:  
[Andrew.Green@nahc.ca.gov](mailto:Andrew.Green@nahc.ca.gov).

Sincerely,



Andrew Green  
Cultural Resources Analyst

cc: State Clearinghouse



COUNTY OF  
IMPERIAL

DEPARTMENT OF  
PUBLIC WORKS

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*Public Works works for the Public*

May 19, 2021

Imperial County Planning & Development Services  
Mr. Jim Minnick, Director  
801 Main Street  
El Centro, CA 92243

**RECEIVED**

MAY 19 2021

IMPERIAL COUNTY  
PLANNING & DEVELOPMENT SERVICES

Attention: Diana Robinson, Planner III

**SUBJECT: Vega SES 4 Solar Project – Apex Energy Solutions, LLC;  
CUP 20-0020**

Located approximately 10 miles east of Calexico  
APN's 059-300-015, 059-300-017, and 059-290-010

Dear Mr. Minnick:

This letter is in response to your submittal received by this Department on March 25, 2021 for the above mentioned project. The Applicant proposes to construct a 100-megawatt, alternating-current, solar photovoltaic energy generation facility on approximately 531.53 acres of land. The project would include a 100MW/400MWh battery storage facility.

Department staff has reviewed the package information and the following comments shall be Conditions of Approval:

1. The Applicant shall acquire proper easements from adjacent property owners for the installation of any proposed transmission lines.
2. All survey monuments, including those within the interior of the project, shall be protected, and their locations shall remain accessible to any surveyor throughout the duration of the project. Section 8774 of the Business and Professions Code, and Section 846.5 of the Civil Code, each provide the right of entry to utilize boundary evidence and perform surveys, without undue delay, to any person authorized to practice land surveying. The right of entry is not contingent upon prior notice.
3. The Applicant shall furnish a Drainage and Grading Plan/Study to provide for property grading and drainage control, which shall also include prevention of sedimentation of damage to off-site properties. The Study/Plan shall be submitted to the Department of Public Works for review and approval. The applicant shall implement the approved plan. Employment of the appropriate Best Management Practices (BMP's) shall be included (Per Imperial County Code of Ordinances, Chapter 12.10.020 B).
4. Based from the information provided on the project documents, it is assumed that County roads will not be used for site access during or after construction activities have

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been completed. In the event that County roads are required for site access, the Applicant shall consult with this Department in advance for review and approval.

5. Access to sites shall be completed from public roads. The Applicant shall obtain written approval from any private owners or other agencies for the use of any non-public roads to access the sites. A copy of such written approval shall be submitted to this Department prior to the approval of grading plans.
6. Any unimproved access roads/routes between public roads and access gates shall be improved for all-weather access. Such all-weather improvements shall be completed as recommended by a Geotechnical Engineer licensed to practice in the State of California.
7. Each site shall have, as a minimum, one (1) primary Class 2 Base aggregate material driveway and one (1) emergency access Class 2 Base aggregate material driveway.
8. Access to project sites during and after construction is expected to be completed through private unpaved roads or private property.
  - a. The Applicant shall mitigate generation of dust caused by construction traffic as per Rule 805 – Paved and Unpaved Roads of the Imperial County Air Pollution Control District.

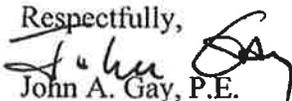
#### INFORMATIVE:

The following items are for informational purposes only. The Applicant is responsible to determine if the enclosed items affect the subject project.

- All solid and hazardous waste shall be disposed of in approved solid waste disposal sites in accordance with existing County, State and Federal regulations (Per Imperial County Code of Ordinances, Chapter 8.72).
- All on-site traffic areas shall be hard surfaced to provide all weather access for emergency vehicles. The surfacing shall meet the Department of Public Works and Fire/Office of Emergency Services (EOS) Standards as well as those of the Air Pollution Control District (APCD).
- The project may require a National Pollutant Discharge Elimination System (NPDES) permit and Notice of Intent (NOI) from the Regional Water Quality Control Board (RWQCB) prior to County approval of onsite grading plan (40 CFR 122.28).
- A Transportation Permit may be required from road agency(s) having jurisdiction over the haul route(s) for any hauls of heavy equipment and/or large vehicles which impose greater than legal loads on riding surfaces, including bridges. (Per Imperial County Code of Ordinances, Chapter 10.12 - OVERWEIGHT VEHICLES AND LOADS).

- Highline Canal Road is a private road. The Applicant may be required to mitigate dust generation on any portion of this road that may be used for construction and/or site access to comply with Imperial County Air Pollution Control District – RULE 805 PAVED AND UNPAVED ROADS (Adopted 11/08/2005; Revised 10/16/2012).
- Effective September 15, 2020, the State’s Mandatory Organic Waste Recycling Law (AB 1826 or Chapter 727, Statutes of 2014) decreased the threshold requiring all businesses and multi-dwelling facilities of 5 units or more generating two (2) cubic yards or more of solid waste per week to recycle their organic waste including landscape waste, wood waste, and food waste. Information about possible organics waste recycling services can be found at the CalRecycle site at:  
<https://www.calrecycle.ca.gov/Recycle/Commercial/Organics/>
- As this project proceeds through the planning and the approval process, additional comments and/or requirements may apply as more information is received.

Should you have any questions, please do not hesitate to contact this office. Thank you for the opportunity to review and comment on this project.

Respectfully,  
  
John A. Gay, P.E.  
Director of Public Works



# IID

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## RECEIVED

**JUN 03 2021**

**IMPERIAL COUNTY  
PLANNING & DEVELOPMENT SERVICES**

June 3, 2021

Ms. Diana Robinson  
Planner III  
Planning & Development Services Department  
County of Imperial  
801 Main Street  
El Centro, CA 92243

SUBJECT: NOP of DEIR for the VEGA SES 4 Project; CUP Application No. 20-0020

Dear Ms. Robinson:

On May 6, 2021, the Imperial Irrigation District received from the Imperial County Planning & Development Services Department, a Notice of Preparation of Draft Environmental Impact Report for the VEGA SES 4 Solar Energy Project; Conditional Use Permit application no. 20-0020. The applicant, Apex Energy Solutions, LLC; proposes to develop a 100MW solar PV energy generation facility with a 100MW integrated battery storage on approximately 531.53 acres of land located between the U.S./Mexico border and the All-American Canal on the California side, 10 miles east of Calexico, CA (APNs 059-300-015-000, -300-017-000, -290-10-000). The project's electrical output would be conveyed through a proposed 92kV gen-tie line interconnection to the IID's 92kV "P" transmission line

The IID has reviewed the project information and found that the comments provided in the April 13, 2021 district letter (see attached letter) continue to apply.

Should you have any questions, please do not hesitate to contact me at 760-482-3609 or at [dvargas@iid.com](mailto:dvargas@iid.com). Thank you for the opportunity to comment on this matter.

Respectfully,

Donald Vargas  
Compliance Administrator II

Enrique B. Martinez – General Manager  
Mike Pacheco – Manager, Water Dept.  
Marilyn Del Bosque Gilbert – Manager, Energy Dept.  
Constance Bergmark – Mgr. of Planning & Eng./Chief Elect. Engineer, Energy Dept.  
Enrique De Leon – Asst. Mgr., Energy Dept., Distr., Planning, Eng. & Customer Service  
Jamie Asbury – Assoc. General Counsel  
Vance Taylor – Asst. General Counsel  
Michael P. Kemp – Superintendent, Regulatory & Environmental Compliance  
Laura Cervantes – Supervisor, Real Estate



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April 13, 2021

Ms. Diana Robinson  
Planner III  
Planning & Development Services Department  
County of Imperial  
801 Main Street  
El Centro, CA 92243

SUBJECT: Vega SES 4 Project; CUP Application No. 20-0020

Dear Ms. Robinson:

On April 5, 2021, the Imperial Irrigation District received from the Imperial County Planning & Development Services Department, a request for agency comments on Conditional Use Permit application no. 20-0020 for the Vega SES 4 Solar Energy Storage Project. The applicant, Apex Energy Solutions, LLC; proposes to develop a 100MW solar PV energy generation facility with a 100MW integrated battery storage on approximately 531.53 acres of land located between the U.S./Mexico border and the All-American Canal on the California side, 10 miles east of Calexico, CA (APNs 059-300-015-000, -300-017-000, -290-10-000). The project's electrical output would be conveyed through a proposed 92kV gen-tie line interconnection to the IID's 92kV "P" transmission line

The Imperial Irrigation District has reviewed the information and has the following comments.

1. If the project requires temporary construction or permanent electrical service at the distribution level, the applicant should be advised to contact Joel Lopez, IID Customer Project Development Planner, at (760) 482-3300 or e-mail Mr. Lopez at [jflopez@iid.com](mailto:jflopez@iid.com) to initiate the customer service application process. In addition to submitting a formal application (available for download at the district website <http://www.iid.com/home/showdocument?id=12923>), the applicant will be required submit a complete set of plans approved by the County of Imperial (in hardcopy and AutoCad formats) including site plan, plan & profile drawings, one-line diagrams, and electrical loads, panel size, voltage requirements, project schedule, and the estimated in-service date, in addition to the applicable fees, permits, easements and environmental compliance documentation pertaining to the provision of electrical service to the project. The applicant shall be responsible for all costs and mitigation measures related to providing electrical service to the project.

2. Distribution-rated electrical service is limited in the area. A circuit study may be required. Any improvements or mitigation identified in the circuit study to enable the provision of electrical service shall be the financial responsibility of the applicant.
3. To insure there are no impacts to IID facilities, applicant should submit project plans, including grading & drainage and fencing plans, to IID Water Department Engineering Services for review and comment prior to final project design and CUP approval. IID WDES can be contacted at (760) 339-9265 for further information on this matter.
4. The project may impact IID drains with project site runoff flows draining into IID drains. To mitigate impacts, the project may require a comprehensive IID hydraulic drainage system analysis. IID's hydraulic drainage system analysis includes an associated drain impact fee.
5. A construction storm water permit from the California Regional Water Quality Control Board is required before commencing construction and an industrial storm water permit from CRWQCB is required for the operation of the proposed facility. The project's Storm Water Pollution Prevention Plan and storm water permits from CRWQCB should be submitted to IID for review.
6. In order to obtain a water supply from IID for a non-agricultural project, the project proponent will be required to comply with all applicable IID policies and regulations and may be required to enter into a water supply agreement. Such policies and regulations require, among other things, that all potential environmental and water supply impacts of the project be adequately assessed, appropriate mitigation developed if warranted, including any necessary approval conditions adopted by the relevant land use and permitting agencies.
7. If IID implements a water allocation or apportionment program pursuant to the IID Equitable Distribution Plan, or any amending or superseding policy for the same or similar purposes, during all or any part of the term of said water supply agreement, IID shall have the right to apportion the project's water as an industrial water user. Information on how to obtain a water supply agreement can be found at the IID website <https://www.iid.com/water/municipal-industrial-and-commercial-customers> or by contacting Justina Gamboa-Arce, Water Resources Planner at (760) 339-9085 or [jgamboarce@iid.com](mailto:jgamboarce@iid.com).
8. For information on procuring construction water, the applicant should contact IID South End Division at (760) 482-9800.

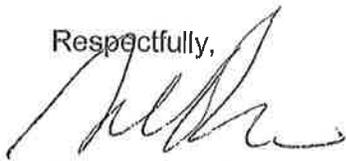
9. Any construction or operation on IID property or within its existing and proposed right of way or easements including but not limited to: surface improvements such as proposed new streets, driveways, parking lots, landscape; and all water, sewer, storm water, or any other above ground or underground utilities; will require an encroachment permit, or encroachment agreement (depending on the circumstances). A copy of the IID encroachment permit application and instructions for its completion are available at <https://www.iid.com/about-iid/department-directory/real-estate>. The IID Real Estate Section should be contacted at (760) 339-9239 for additional information regarding encroachment permits or agreements.
10. In addition to IID's recorded easements, IID claims, at a minimum, a prescriptive right of way to the toe of slope of all existing canals and drains. Where space is limited and depending upon the specifics of adjacent modifications, the IID may claim additional secondary easements/prescriptive rights of ways to ensure operation and maintenance of IID's facilities can be maintained and are not impacted and if impacted mitigated. Thus, IID should be consulted prior to the installation of any facilities adjacent to IID's facilities. Certain conditions may be placed on adjacent facilities to mitigate or avoid impacts to IID's facilities
11. The applicant may not use IID's canal or drain banks to access the project site. Any abandonment of easements or facilities shall be approved by IID based on systems (Irrigation, Drainage, Power, etc.) needs.
12. An IID encroachment permit is required to utilize existing surface-water drainpipe connections to drains and receive drainage service from the district. Surface-water drainpipe connections are to be modified in accordance with IID Water Department Standards.
13. The applicant should be advised to apply for and obtain two (2) encroachment permits for the proposed primary entrance, one from the U.S. Bureau of Reclamation and the second from IID. The applicant should not solely rely on the East Highline Canal check gate at the All-American Canal as the primary entrance to the project site. The IID Water Department reviews all encroachment applications on a case-by-case basis and the encroachment application will need to include detailed facility usage information at the time of applying for the encroachment permit. For further information on this matter, contact Hilda Romo, Senior Engineer, at (760) 339-9459 or at [hmromo@iid.com](mailto:hmromo@iid.com).
14. Any new, relocated, modified or reconstructed IID facilities required for and by the project (which can include but is not limited to electrical utility substations, electrical transmission and distribution lines, water deliveries, canals, drains, etc.) need to be included as part of the project's CEQA and/or NEPA documentation,

Diana Robinson  
April 13, 2021  
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environmental impact analysis and mitigation. Failure to do so will result in postponement of any construction and/or modification of IID facilities until such time as the environmental documentation is amended and environmental impacts are fully analyzed. **Any and all mitigation necessary as a result of the construction, relocation and/or upgrade of IID facilities is the responsibility of the project proponent.**

Should you have any questions, please do not hesitate to contact me at 760-482-3609 or at [dvargas@iid.com](mailto:dvargas@iid.com). Thank you for the opportunity to comment on this matter.

Respectfully,



Donald Vargas  
Compliance Administrator II

Enrique B. Martinez – General Manager  
Mike Pacheco – Manager, Water Dept.  
Marilyn Del Bosque Gilbert – Manager, Energy Dept.  
Constance Bergmark – Mgr. of Planning & Eng./Chief Elect. Engineer, Energy Dept.  
Enrique De Leon – Asst. Mgr., Energy Dept., Distr., Planning, Eng. & Customer Service  
Jamil Asbury – Assoc. General Counsel  
Vance Taylor – Asst. General Counsel  
Michael P. Kemp – Superintendent, Regulatory & Environmental Compliance  
Laura Cervantes – Supervisor, Real Estate

AIR POLLUTION CONTROL DISTRICT



June 4, 2021

**RECEIVED**

**JUN 04 2021**

IMPERIAL COUNTY  
PLANNING & DEVELOPMENT SERVICES

Mr. Jim Minnick  
Planning Director  
801 Main Street  
El Centro, CA 92243

**SUBJECT:** Initial Study 20-0029 and Notice of Preparation for a Draft Environmental Impact Report for Conditional Use Permit (CUP) 20-0020 for Vega 4 SES Solar Project by Apex Energy Solutions, LLC

Dear Mr. Minnick,

The Imperial County Air Pollution Control District (Air District) has reviewed Initial Study 20-0029 and the Notice of Preparation (NOP) for a Draft Environmental Impact Report (DEIR) for Conditional Use Permit (CUP) 20-0020 for the Vega 4 SES Solar Project. The proposed Project includes a 100 megawatt (MW) solar photovoltaic power generating facility and substation; a 200MW battery storage system; and a 92 kV intertie line. The Project would be located on 531 acres at 2849 East Highway 98 about 10 miles east of Calexico near the All American Canal next to the US-Mexican border, also described as Assessor's Parcel Numbers (APNs) 059-290-010-000, 059-300-015, and 059-300-017-000.

In previous comments dated April 6, 2021, the Air District outlined the expectations of a preliminary Air Quality Analysis that would be consistent with the Air District's California Environmental Quality Act (CEQA) Air Quality Handbook (ed. 2017). While the Air Quality and Greenhouse Gas Assessment ("AQGGA") addressed most elements of a comprehensive AQGGA, the Air District cannot concur with a Tier 1 finding based on inconsistencies in changes to the default settings of the California Emissions Estimator Model (CalEEMod) and misinterpretations of Air District rules and regulations.

In Section 2.3.2—Methodology, the statement "Project construction-generated air pollutant emissions were calculated using CalEEMod defaults..." is inconsistent with the notations in the CalEEMod output which show that the default for mobile percent road dust was changed from 50

to 90 and that the Construction default setting of 50 percent for paved roads was changed to 100 percent. Additionally, Table 2-6—Operational-Related Emissions gives “0” for PM<sub>10</sub> area emissions, while the CalEEMod output provides a different value for PM<sub>10</sub> Total Operational Emissions. As pointed out in previous comments, cumulative impacts are a major concern during operational phases of these projects, which is why an **Operational Dust Control Plan** must be part of the required mitigation measures.

The statement (pg. 15) that projects predicted to exceed Tier 1 thresholds require implementation of applicable ICAPCD standard mitigation measures to be considered less than significant is inconsistent with the Air District’s CEQA Air Quality Handbook. The Air District’s CEQA Handbook requires the use of standard mitigation measures for projects that fall below the level of significance. A subsequent misunderstanding of Air District rules is found in Section 2.3.3 regarding Rule 801—Construction and Earthmoving Activities. This rule goes beyond “reasonable precautions” and outlines specific steps that must be taken to reduce emissions of fugitive dust. Rule 801 is not a stand-alone rule, but is one of a collection of rules in Regulation VIII which together are designed to limit emissions of fugitive dust (PM<sub>10</sub>) to 20% opacity.

The statement that the Project would not involve construction activities that would result in ozone (O<sub>3</sub>) precursor emissions of ROG or NO<sub>x</sub> is erroneous (pg. 21). The United States Environmental Protection Agency (USEPA) considers NO<sub>x</sub> an ozone precursor.<sup>1</sup> As previously discussed, a **Construction Equipment List** will be required to identify NO<sub>x</sub> emissions during the construction phase of the project. Please refer to the April 6, 2021 comments for details pertaining to the essential elements of such list.

Finally, the Air District recommends the use of the Mojave Desert Air Quality Management District’s Greenhouse Gas (GHG) significance thresholds rather than those of the South Coast Air Quality Management District. While climate may be similar, there is a noticeable difference in geography between the Riverside portion of the Salton Sea Air Basin and the rest of Imperial County. Thus, the GHG inventories for climate sectors such as transportation, energy and electric power for the MDAQMD are more representative of Imperial County.

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<sup>1</sup> United States Environmental Protection Agency. Ground-level Ozone Basics. 2021 May 5. <https://www.epa.gov/ground-level-ozone-pollution/ground-level-ozone-basics>

The Air District looks forward to reviewing a revised Air Quality and Greenhouse Gas Assessment.

Air District rules and regulations can be found on our website at [www.co.imperial.ca.us/AirPollution](http://www.co.imperial.ca.us/AirPollution) under the planning section. If any questions arise, please feel free to contact our office at (442) 265-1800.

Sincerely,



Curtis Blondell

APC Environmental Coordinator



Reviewed by,

Monjica N. Soucier

APC Division Manager



www.AgLandTrust.org  
Location: 1263 Padre Drive | Salinas, CA  
Mail Address: P.O. Box 1731 | Salinas, CA 93902  
Tel.: 831.422.5868

Date: July 12, 2021 cc: Carlos Ortiz, Agriculture Commissioner  
Imperial County, CA

To: Ramon Gonzalez, Business Development & Project Coordinator  
ZGlobal

From: Sherwood Darington, Chief Executive Officer  
Ag Land Trust

Subject: Vega SES Solar Energy Project  
Agricultural Conservation Easement(s), Imperial County, CA

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Dear Ramon,

Thank you for considering utilizing Ag Land Trust in your efforts to secure the conservation easement mitigation requirement for the solar energy project in Imperial County, CA.

The Conditional Use Permit (CUP) #17-0001 requires that the conservation easement conforms with the requirements of the Department of Conservation and the Department of Conservation requirement includes a forever in perpetuity timeframe.

If your project conforms with the Department of Conservation requirements and if we can be of further assistance, please reach out to us.