

Notice of Determination

Appendix D

To:

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

County Clerk
 County of: _____
 Address: _____

From:

Public Agency: California Energy Commission
 Address: 715 P Street, MS 40
 Sacramento, CA 95814

Contact: John Heiser
 Phone: 916-628-5566

Lead Agency (if different from above): _____

Address: _____

Contact: _____

Phone: _____

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

State Clearinghouse Number (if submitted to State Clearinghouse): 2023020422

Project Title: Martin Backup Generating Facility (MBGF)

Project Applicant: Martin Avenue Properties, LLC

Project Location (include county): 651 Martin Avenue in Santa Clara, Santa Clara County

Project Description:

Approval exempts the MBGF from the California Energy Commission's jurisdiction. The project would include a backup generating facility (MBGF), data center, and distribution substation. The MBGF would consist of 44 2.75-megawatt (MW) diesel-fired backup generators to provide up to 96 MW of uninterruptible power to the data center in the event electricity cannot be supplied from Silicon Valley Power.

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

described project on June 12, 2024 and has made the following determinations regarding the above
 (date)
 described project.

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

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

<https://efiling.energy.ca.gov/Lists/DocketLog.aspx?docketnumber=22-SPPE-03>

Signature (Public Agency):  Title: Branch Manager

Date: June 12, 2024 Date Received for filing at OPR: _____