

POSTED

Notice of Determination

JAN 11 2023

Appendix D

To:

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

From:

Public Agency: Imperial County
Address: 801 Main Street
El Centro, CA 92243 13-2024-002
Contact: Jim Minnick, ICPDS Director
Phone: 442-265-1736

FILED

IMPERIAL COUNTY

County Clerk
County of: Imperial
Address: 940 Main Street
El Centro, CA 92243

Lead Agency (if different from above):
Same as Above
Address: CHUCK STOREY, County Clerk
Contact: By
Phone: Deputy Clerk

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): SCH#2023110549

Project Title: Holtville Peaker BESS Conditional Use Permit #22-0029 & Initial Study #22-0048

Project Applicant: Apex Energy Solutions, LLC

Project Location (include county): 2275 Melon Road, Hotville, CA 92250, Imperial County

Project Description:

Applicant proposes the construction & operation of a 100-MW Battery Energy Storage System Facility that would connect to the existing IID's 92-Kilovolt E-Line immediately adjacent to the east of the site along Melon Road. The BESS facility would include battery containers and storage sites, a control room, on-site 100' X100' substation, and associated facilities surrounded by fencing in the south-central portion of the parcel, with the remainder of the parcel used for temporary construction access and staging.

This is to advise that the Imperial County Planning Commission has approved the above (Lead Agency or Responsible Agency)

described project on 01-10-2024 and has made the following determinations regarding the above (date)

described project.

- 1. The project [] will [x] 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. [x] A Negative Declaration was prepared for this project pursuant to the provisions of CEQA.
3. Mitigation measures [x] were [] were not made a condition of the approval of the project.
4. A mitigation reporting or monitoring plan [x] was [] was not adopted for this project.
5. A statement of Overriding Considerations [] was [x] was not adopted for this project.
6. Findings [x] 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:

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

Signature (Public Agency): [Signature] Title: Michael Abraham, Assistant Dir.

Date: 01-10-2024 Date Received for filing at OPR: n/a