

## **ERRATA - May 16, 2022**

### **Desert Peak Energy Center Case No. 5.1543-CUP**

**Notice of Completion (5/5/2022)**

**Initial Study/Mitigated Negative Declaration (April 2022)**

**Appendices B2 and G**

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The Desert Peak Energy Center Case No. 5.1543-CUP Notice of Completion (NOC) and Initial Study/Mitigated Negative Declaration (IS/MND) were posted on the Office of Planning & Research's (OPR) State Clearinghouse (SCH) website for public review on May 5, 2022. Subsequent to posting, certain minor errors were identified in the NOC and the IS/MND. This Errata identifies those minor changes that are incorporated into the publicly circulated documents and are shown using strikeout for text that is removed and underline for text that is added.

These minor changes do not change the environmental analysis or conclusions contained in the IS/MND. The text changes shown below correct typographical errors in the IS/MND, while the technical reports added are versions that inadvertently were omitted from the posted IS/MND, but which are consistent with the analysis in the IS/MND. Thus, the minor changes presented in this errata do not represent substantial revisions that would require recirculation of the environmental document, as described in State CEQA Guidelines Section 15073.5. Specifically, the revisions do not result in new significant environmental impacts, do not constitute significant new information, and do not alter the conclusions of the environmental analysis or effectiveness of the mitigation measures.

#### **Notice of Completion & Environmental Document Transmittal (5/5/2022)**

##### **Project Description**

**3<sup>rd</sup> Sentence:** Phase 1 will have a storage capacity of 400 ~~300~~ MWe and Phase 2 will have a capacity of 300 ~~400~~ MWe.

#### **Notice of Intent to Adopt a Mitigated Negative Declaration**

##### **Project Description**

**3<sup>rd</sup> Sentence:** Phase 1 will have a storage capacity of 400 ~~300~~ MWe and Phase 2 will have a capacity of 300 ~~400~~ MWe.

#### **Summary Form for Electronic Document Submittal**

##### **Project Description**

**3<sup>rd</sup> Sentence:** Phase 1 will have a storage capacity of 400 ~~300~~ MWe and Phase 2 will have a capacity of 300 ~~400~~ MWe.

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#### Initial Study/Mitigated Negative Declaration (April 2022)

##### Introduction and Project Description

**Page 4: 2nd Paragraph, 2nd, and 3rd Sentences:** Phase 1 would occupy approximately 50 ~~35~~ acres of a 189-acre site (Phase 1 Site), located immediately south and includes a small portion of the Southern California Edison (“SCE”) Devers Substation. Phase 2 is anticipated to be developed approximately 2 years after the completion of Phase 1 and would be built on approximately 28 ~~35~~ acres of a 168-acre site (Phase 2 Site), located adjacent to the Phase 1 Site to the south and south of Dillon Road. (See Exhibits 4, 5 and 6)

**Page 4: 3<sup>rd</sup> Paragraph, 3<sup>rd</sup> Sentence:** Phase 1 will have a storage capacity of 400 ~~300~~ MWe and Phase 2 will have a capacity of 300 ~~400~~ MWe.

##### General Plan and Zoning Consistency

**Page 6: 3<sup>rd</sup> Sentence:** Section 94.02.00(A)(2)(o) (e) of the City’s Zoning Code states that “public utility structures and installations” may be permitted when such uses are deemed by ~~both~~ the Planning Commission ~~and City Council~~ to be essential or desirable for the public welfare and convenience and in conformity with the General Plan and its objectives.

##### Environmental Background

**Page 18: 3<sup>rd</sup> Paragraph, 1<sup>st</sup> Sentence:** Complete buildout of the Project will occupy 708± acres of two sites totaling 357± acres north and south of Dillon Road.

##### Section IV. BIOLOGICAL RESOURCES

**Page 31:** b, c) Less Than Significant. The Phase 1 and Phase 2 sites contain aquatic resources, including ephemeral drainages, potentially regulated by the USACE, CDFW, and RWQCB. The Project site does not contain any perennial streams, riparian habitat, marshes, protected wetlands, vernal pools or sensitive natural communities protected by the California Department of Fish and Wildlife or U.S. Fish and Wildlife Service. The Project may impact up to ~~one acre~~ (0.23 acres of ~~potential~~ impacts to jurisdictional waters identified) of desert dry wash woodland, which is a covered community under the CVMSHCP. ~~Final plans are expected to avoid all or most of identified areas of potential impact.~~ The applicant will also be required to secure a streambed alteration agreement from CDFW and/or a CWA Section 401 water quality certification from the California Regional Water Quality Control Board if the Project does encroach into either waters of the State and a federal CWA 404 dredge and fill permit from the US Army Corps of Engineers if there are impacts to waters of the US.

##### Appendices B2 and G

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The following additional technical reports have been uploaded to the State Clearinghouse site.

Appendix Documents	Title	Date	Explanation
B	Biological Resources Assessment for the Desert Peak Energy Center Project, Phase 2, City of Palm Springs, Riverside County, Calif	January 2022	Updated Phase 2 report is provided; the data is not significantly changed.
G	DRAFT Federal Aquatic Resources Delineation Report for the Desert Peak Energy Center	January 2022	Federal delineation report provided.