

PORT OF STOCKTON

Phone: (209) 946-0246



Fax: (209) 465-7244

November 22, 2013

Andre Freeman
California Energy Commission
1516 9th St. MS-27
Sacramento, CA 95814-5512
(916) 654-4162

RE: CEQA for expansion of existing facility at the Port of Stockton, CA

Dear Mr. Freeman:

American Biodiesel, Inc. dba Community Fuels (Community Fuels) has been a tenant at the Port of Stockton, CA since 2006. The Port of Stockton would serve as the Lead Agency for any CEQA review associated with the expansion of the existing facility. In June 2004, the Port certified the Final Environmental Impact Report (EIR) for the West Complex Development Plan, a program and project EIR that evaluated the impacts of developing the entire complex. Under Section 15168 of the California Environmental Quality Act (CEQA) Guidelines, when subsequent activities are within the area covered by a program EIR, the agency needs to evaluate the site and activity to determine if the program EIR covered the effects of the proposed new operations. If the evaluation finds that the significant effects of the proposed activities are within the scope of the analysis in the program EIR, no further environmental documentation is required.

The Port certified an Addendum to the West Complex EIR in 2006 that determined that the construction and operation of Community Fuels biodiesel production facility would not result in any new potentially significant impacts. The Port certified a second Addendum to the West Complex EIR in January 2011 that determined the expansion of Community Fuels, including the development of 3.3 acres of additional land, would not result in any new potentially significant impacts.

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Based on the Port's current understanding of the project, no further CEQA review is required or necessary. All impacts associated with the current project have been analyzed in the previously approved and certified environmental documents for Community Fuels.

Sincerely yours,

A handwritten signature in black ink, appearing to read "Jason P. Cashman". The signature is fluid and cursive, with a long horizontal flourish extending to the right.

Jason Cashman, Esq.
Port of Stockton
Environmental Manager