

Memorandum

Date : May 20, 2003
Telephone: (916) 654-4745

To : Interested Parties

File:

From : California Energy Commission - Donna Stone, Compliance Project Manager
1516 Ninth Street
Sacramento, CA 95814-5512

Subject : Gilroy City LM 6000 Phase I (01-EP-8C) – Zero Liquid Discharge Amendment –
Revision to Cultural Resources Condition CUL-4

You are receiving this notice because your name appears on a post certification mailing list of parties interested in the Gilroy City LM 6000 Phase I Project. On May 12, 2003 a Notice of Receipt and Staff Analysis on a proposed amendment to construct a zero liquid discharge unit at the project site was mailed to the interested parties on the above list.

Among other items in the notice was an amended condition of certification CUL-4. It read as follows:

CUL-4 Prior to round disturbance for ~~excavation of any aspect of~~ the proposed gas line project, the project owner shall ensure that cultural resource specialist (CRS) prepares a treatment plan including a thorough statement of proposed mitigation for this potentially eligible site and a focused historic research design of the GEC site. ~~The treatment plan shall provide recommendations for avoidance. In the event avoidance is not possible, the~~ treatment plan shall provide recommendations for mitigation of impacts to Native American burials, should they be discovered. ~~The test trench and a~~All ground disturbing activities shall be monitored, full time, by the CRS or the Cultural Resource Monitor(s) and Native American monitor(s).

Verification: At least 10 days prior to start of ground disturbance, ~~or as agreed by the CPM,~~ the project owner shall provide a treatment plan including a focused research design to the CPM for review and ~~written~~ approval.

There has been a change to the above condition and verification. Please be aware that the following condition replaces the one above.

Cul-4 Prior to ground disturbance for ~~excavation of the ZLD system, the proposed gas line project,~~ the project owner shall ensure that the cultural resource specialist (CRS) prepares a Department of Parks and Recreation (DPR) 523 form and evaluation of deposits at the GEC site. If the CPM determines the deposits to be eligible to the California Register of Historic Resources (CRHR), then the CRS shall prepare a treatment plan including a thorough statement of proposed mitigation for this potentially eligible site and a focused historic research design and testing plan relevant to the constituents already identified in the multiple loci of the GEC site. ~~The treatment plan shall provide recommendations for avoidance.~~

~~In the event avoidance is not possible, t~~The treatment plan shall provide recommendations for mitigation of impacts to Native American burials, should they be discovered. ~~The test trench and a~~All ground disturbing activities shall be monitored, full time, by the CRS or the Cultural Resource Monitor(s) and Native American monitor(s).

Verification: At least 10 days prior to start of ground disturbance for the ZLD system, ~~or as agreed by the CPM~~, the project owner shall provide a DPR 523 and evaluation for review and approval. If the CPM has determined the site to be eligible to the CRHR, then prior to ground disturbance for the ZLD system, the project owner shall provide a treatment plan including a focused research design to the CPM for review and ~~written~~ approval.

This will be heard at the May 28, 2003 Commission Business Meeting. If you have any questions about the above change please call me at (916) 654-4745 by May 27, 2003.