

Variance Request Form



Ocotillo Express Wind LLC
Pier 1 Bay 3
San Francisco CA 94111
415-283-4000

Variance: 033
Request No.: Rev 0
Date Submit: 10/19/2012
Date Approval Needed: 10/24/2012
Date Agency Received: _____
Agency Approval Reference No.: _____

Request Prepared by: Joan Inlow / James Dermody
Spread/ Location: Turbines 16-18, Dos Cabezas Rd.
(Milepost):
Alignment Sheet/Sta.
No.:

Net acreage affected: 0.07 acres

Tract No:

Landowner: BLM

In or within 50 feet of a wetland: Yes No
Within 50 feet of a water body: Yes No

Current Land Use/ Vegetative Cover: Desert vegetation
Nearby Features (Water body, T&E Habitat, Wetland, Noxious Weed):
Area, Residence, Cultural Resource Site (distance, etc.):

Variance Level: Level 1 Level 2 Level 3 **(To Be Assigned by Designated Representative)**

Variance From: Permit Plan/Procedure Specification Drawing Mitigation Measure Other:

Detailed Description of Variance: Attachments? Yes No Photos? Yes No

Variance 033 includes modifications to the access road and collection circuit corridor along Dos Cabezas Road between Turbines 16 and 18 (see map attachment). The total length of the access road and collection circuit corridor realignment along Dos Cabezas Road is 689 feet with a maximum offset of 34 feet from the currently approved access road and collection circuit corridor alignment.

Variance Justification: The proposed alterations in temporary and permanent infrastructure are located within areas previously surveyed during the environmental review completed for the Final EIS/EIR. The infrastructure modifications for this project area are being proposed by OE LLC in order to comply with Final EIS/EIR Mitigation Measure to minimize disturbances to sensitive environmental resources.

As identified in Section 5 of the ECCMP, construction site conditions and subsequent environmental surveys could result in the need for changes from the approved work spaces. Changes to previously approved work spaces are handled in the form of variance requests submitted by OE LLC to be reviewed and approved or denied by the BLM. The variance procedures outlined in Section 5 of the ECCMP specify three different levels that a variance request may fall under.

In accordance with the procedures and guidance provided in the ECCMP, OE LLC is requesting a Level 1 Variance to modify the access road and collection circuit corridor along Dos Cabezas Road between Turbines 18 and 16. As identified in Section 1.6, Level 1 Variance requests are minor changes to the project that provide equal or better protection to environmental resources or better constructability. Variance Request 033 includes a shift in the project alignment of 34 feet, which is within the criteria established in the ECCMP for a Level 1 variance. As seen in Section 1.6 of the ECCMP a Level 1 Variance does not require any further NEPA review. The area where the proposed shift in infrastructure will occur was previously surveyed during preparation of the Final EIS/EIR and the proposed variance is an anticipated result of implementing measures to provide more effective protection of resources.

Mitigation measures incorporated as part of the Final EIS/EIR require efforts to be completed by OE LLC in order to minimize environmental impacts. Implementation of these mitigation measures as outlined above has resulted in the proposed Variance 033. The proposed realignment of the access road and collection circuit corridor would be conducted in accordance with the same impact avoidance, minimization, monitoring and mitigation measures that apply to all other project impact areas. Such measures include those specified in BLM's ROD, and approved plans and permits for specific types of activities.

For (Company Name) Use Only					
Additional Surveys Required		Surveyed Corridor Description		Additional Surveys Completed	
Cultural Survey <input type="checkbox"/> Yes X No				<input type="checkbox"/> Yes X No	
T&E Survey <input type="checkbox"/> Yes X No				<input type="checkbox"/> Yes X No	
Reporting Document Survey:					
Sign-off (as appropriate)		Name (print)	Approval Signature		Conditions (See Attached)
Contractor Sup't. or Env. Coordinator		Derek Price			<input type="checkbox"/> Yes X No
Lead Environmental Inspector		Shelby Howard			<input type="checkbox"/> Yes X No
Spread Supervisor		Michael Baksh			<input type="checkbox"/> Yes X No
Environmental Field Manager		Joan Inlow			<input type="checkbox"/> Yes X No
ROW Agent					<input type="checkbox"/> Yes X No
For BLM Project Manager or Compliance Contact Use Only					
Variance Approved: <input type="checkbox"/>		Variance Denied: <input type="checkbox"/>		Date:	
Signature:					
For Compliance Manager and Monitor Use Only					
Variance Approved:		Variance Denied		Date:	
Signature:					
Stipulations					
Spread:			OPPC Variance Request No.:		
VARIANCE CONDITIONS					
Name:		Title:		Organization:	
Conditions: The Contractor Sup't., Lead Environmental Inspector (Bio), Archeology Principal Investigator, and/or Environmental Field Manager did not identify any variance conditions.					
Name:		Title:		Organization:	
Conditions: The Contractor Sup't., Lead Environmental Inspector (Bio), Archeology Principal Investigator, and/or Environmental Field Manager did not identify any variance conditions.					

Name:

Title:

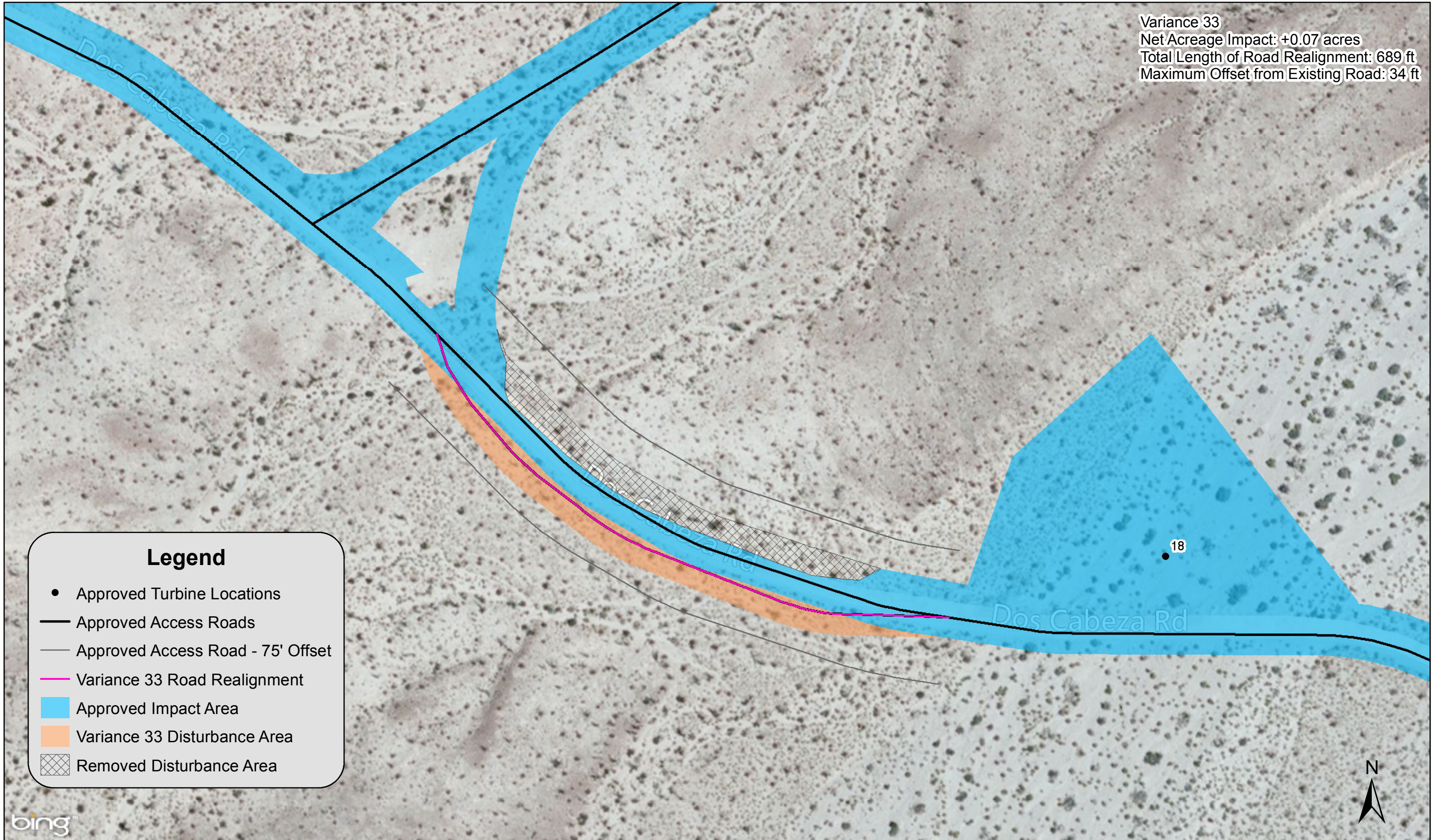
Organization:

Conditions: The Contractor Sup't., Lead Environmental Inspector (Bio), Archeology Principal Investigator, and/or Environmental Field Manager did not identify any variance conditions.

OCOTILLO WIND PROJECT: IMPERIAL COUNTY, CALIFORNIA

VARIANCE 33 - OCTOBER 19, 2012

Variance 33
Net Acreage Impact: +0.07 acres
Total Length of Road Realignment: 689 ft
Maximum Offset from Existing Road: 34 ft



Legend

- Approved Turbine Locations
- Approved Access Roads
- Approved Access Road - 75' Offset
- Variance 33 Road Realignment
- Approved Impact Area
- Variance 33 Disturbance Area
- Removed Disturbance Area

bing™

0 55 110 220 330 440 Feet

