

Variance Request Form



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

Variance: 014
Request No.: Rev 0
Date Submit: 8/21/2012
Date Approval Needed: 8/23/2012
Date Agency Received: _____
Agency Approval Reference No.: _____

Request Prepared by: Joan Inlow / James Dermody

Spread/ Location: Wind Turbines 86, 87

(Milepost):

Net acreage affected: -0.60 acres

Alignment Sheet/Sta.

No.:

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): Water of the U.S.

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 014 includes a location shift of Wind Turbine 87, realignment of the access road leading towards Wind Turbine 86 and minor modifications to the disturbance areas at Wind Turbine 86 (see map attachment). The total distance of Wind Turbine 87 shift is 474 feet. The total length of the road realignment towards Wind Turbine 86 is 922 feet with a maximum offset of 295 feet from the currently approved access road alignment.

Variance Justification: The proposed shift in permanent infrastructure is located within areas previously surveyed during the environmental review completed for the Final EIS/EIR. The infrastructure shift for this project area is 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 2 Variance to modify the location of Wind Turbine 87, the disturbance limits at Wind Turbine 86, and the permanent access route towards Wind Turbine 86. As identified in the ECCMP, Level 2 Variance requests generally involve project changes that would affect an area outside the previously approved work area, but within the areas previously surveyed for cultural resources, sensitive species, and biological resources. 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 sensitive environmental 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 014. The proposed turbine move and realignment of the access road 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. | | | | | |
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OCOTILLO WIND PROJECT: IMPERIAL COUNTY, CALIFORNIA

VARIANCE 14 - AUGUST 20, 2012

Variance 14:

Total Distance for Turbine Moves (T87): 474 ft
Total Length of Road Realignment: 922 ft
Maximum Offset from Existing Road: 295 ft
Net Acreage Impact: -0.60 acres



Legend

- Approved Turbine Locations
- Variance 14 Turbine Microsite
- Approved Access Roads
- Variance 14 Road Realignment
- Approved_Road_75ft_Offset
- Approved Impact Area
- Variance 14 Disturbance Area
- Removed Disturbance Area
- Wind Farm Project Area

0 137.5 275 550 825 1,100 Feet

