

County of Fresno

DEPARTMENT OF PUBLIC WORKS AND PLANNING STEVEN E. WHITE, DIRECTOR

DATE: February 2, 2022

TO: Development Services and Capital Projects, Attn: William M. Kettler, Division

Manager

Development Services and Capital Projects, Attn: Chris Motta, Principal Planner Development Services and Capital Projects, Current Planning, Attn: David Randall,

Senior Planner

Development Services and Capital Projects, Policy Planning, ALCC,

Attn: Mohammad Khorsand

Development Services and Capital Projects, Zoning & Permit Review, Attn: Daniel

Gutierrez/ James Anders

Development Services and Capital Projects, Site Plan Review, Attn: Hector Luna

Development Services and Capital Projects, Building & Safety/Plan Check,

Attn: Dan Mather

Development Engineering, Attn: Laurie Kennedy, Grading/Mapping

Road Maintenance and Operations, Attn: Martin Querin/Wendy Nakagawa/Nadia

Lopez

Design Division, Transportation Planning, Attn: Mohammad Alimi/Brian

Spaunhurst/Gloria Hensley

Resources Division/Special Districts, Attn: Amina Flores-Becker, Chris Bump Water and Natural Resources Division, Attn: Glenn Allen, Division Manager/Roy Jimenez

Department of Public Health, Environmental Health Division, Attn: Kevin Tsuda/Deep

Sidhu/Steven Rhodes

Agricultural Commissioner, Attn: Melissa Cregan

U.S. Fish and Wildlife Service, San Joaquin Valley Division,

Attn: Patricia Cole Fish and Wildlife Biologist/

Matthew Nelson, Fish and Wildlife Biologist

CA Regional Water Quality Control Board, Attn:

centralvalleyfresno@waterboards.ca.gov

Fresno County Sheriffs Department, Attn: Captain Mark Padilla, Captain Ryan Hushaw, Lt. Brent Stalker, Lt. Ron Hayes, Lt. Robert Salazar, Lt. Kathy Curtice

CA Department of Fish and Wildlife, Attn: R4CEQA@wildlife.ca.gov

California Department of Transportation, District 6, Attn: David Padilla, Branch Chief

Pacific Gas and Electric, Attn: PGEPlanReview@pge.com

California Department of Conservation, Geologic Energy Management Division. Attn: Rohit Sharma, Grant Obenshain

State of California Department of Toxic Substances Control, Attn: Dave Kereazis

Stinson Water District, Attn: James R. Provost, Manager

North Fork Kings GSA, Attn: Charlotte Gallock, Director of Water Resources Dumna Wo Wah Tribal Government, Attn: Robert Ledger, Tribal Chairperson

Picayune Rancheria of the Chukchansi Indians, Attn: Heather Airey, THPO/Cultural Resources Director

Table Mountain Rancheria, Attn: Leanne Walker-Grant, Tribal Chairperson Robert Pennell, Cultural Resources Director/Kim Taylor, Sara Barnett, Cultural

Resources Department

Santa Rosa Rancheria Tachi-Yokut Tribe, Attn: Shana Powers, Cultural Director San Joaquin Valley Unified Air Pollution Control District (PIC-CEQA Division),

Attn: PIC Supervisor

Fresno County Fire Protection District, Attn: FKU.Prevention-Planning@fire.ca.gov

FROM: Jeremy Shaw, Planner

Development Services and Capital Projects Division

SUBJECT: Unclassified Conditional Use Permit Application No. 3735 (Amending CUP No. 3642)

and Initial Study No. 8191

APPLICANT: Five Points Pipeline, LLC

DUE DATE: February 16, 2022

The Department of Public Works and Planning, Development Services and Capital Projects Division is reviewing the subject applications proposing to amend Unclassified CUP 3642 to allow the re-route and construction of an approximately 3.0-mile-long portion of a previously approved biogas pipeline, as part of a cluster of interconnected dairy digesters and a biogas upgrade facility; including an approximately 2.0-mile long segment of the pipeline to be constructed within the public right-of-way along the north and south sides of W. Elkhorn Avenue between S. Howard Avenue and Lassen Avenue (SR 145), in the AE-20 (Exclusive Agricultural, 20-acre minimum parcel size) Zone District (APNs, 050-160-20S, 050-160-13S, 040-130-59S) (SUP. DIST. 1).

The Department is also reviewing for environmental effects, as mandated by the California Environmental Quality Act (CEQA) and for conformity with plans and policies of the County.

Based upon this review, a determination will be made regarding conditions to be imposed on the project, including necessary on-site and off-site improvements.

We must have your comments by **February 16, 2022**. Any comments received after this date may not be used.

If you do not have comments, please provide a "NO COMMENT" response to our office by the above deadline (e-mail is also acceptable; see email address below).

Please address any correspondence or questions related to environmental and/or policy/design issues to me, Jeremy Shaw, Planner, Development Services and Capital Projects Division, Fresno County Department of Public Works and Planning, 2220 Tulare Street, Sixth Floor, Fresno, CA 93721, or call (559) 600-4207, or email jshaw@FresnoCountyCA.gov.

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Activity Code (Internal Review):2432

Fresno County Department of Public Works and Planning

OUP

3735

(Application No.)

MAILING ADDRESS:

Department of Public Works and Planning Development Services and Capital Projects Division 2220 Tulare St., 6th Floor Fresno Ca 93721

Southwest corner of Tulare & "M" Streets, Suite A Street Level

LOCATION:

Date Received: 12 | 28 | 21

Fresno Phone: (559) 600-4497

1 (esilo, ca. 33/21					
APPLICATION FOR:				ESCRIPTION OF PROPOSED USE	OR REQUEST:
Pre-Application (Type)		and assert Marketine	IР	roposal to revise a portion	on of the
Amendment Application	☐ Director Review	and Approval		reviously permitted pipel	
☐ Amendment to Text	☐ for 2 nd Resid	dence	, .	onnect the Van der Hoel	
Conditional Use Permit	Determination of	f Merger		est of the permitted gathe	•
☐ Variance (Class)/Minor Variance	☐ Agreements	-	1	leanup Facility. The new	_
☐ Site Plan Review/Occupancy Permit	☐ ALCC/RLCC		ro	oute would utilize land ov	vned by an
☐ No Shoot/Dog Leash Law Boundary	Other		e	xisting client (north/south	n portion) and
General Plan Amendment/Specific Plan/SF			- c	ounty ROW (along W. E	lkhorn).
	- Amendment)				
Time Extension for CEQA DOCUMENTATION: Initial Study		// 1.01			
/////		•		iously compiled)	
PLEASE USE FILL-IN FORM OR PRINT IN BL and deeds as specified on the Pre-Applica		•	•		orms, statements,
LOCATION OF PROPERTY: 1) South; 2) We		Elkhorn Ave; 2)			
between S How	ard Ave		and S	Lassen Ave	
Street address:				2121 1/	<u>n</u>
APN: (in:) 040-130-35S Parcel	size: 199.4		S	ection(s)-Twp/Rg: $s\frac{31,36}{1}$ -T	ع <u>۱۱ ارا</u> S/R ۱۱۲ ارو
ADDITIONAL APN(s): (adjacent to:) 050-050)-10S; 050-050-53S				1,6 M
1A rejoj					
1,				ner, or authorized representativ	
the above described property and that the knowledge. The foregoing declaration is n			nents a	ire in all respects true and corre	ct to the best of my
Pier van der Hoek	PO Box 42	y or perjury.	Uolm	02627 0042	(EEO) 026 0200
Owner (Print or Type)	Address		Helm	93627-0042 Zip	(559) 936-0388 Phone
Five Points Pipeline, LLC		iew Dr., Ste 100	Reddi	·	
Applicant (Print or Type)	Address		City	Zip	Phone
Stephanie Guerrero	3711 Meadow Vi	iew Dr., Ste 100	Reddi	ng 96002	951-847-6613
Representative (Print or Type)	Address		City	Zip	Phone
CONTACT EMAIL: stephanie@maasenergy.cc	m			•	
OFFICE USE ONLY (PRINT F	ORM ON GREEN	PAPER)		UTILITIES AVAILA	BLE:
Application Type / No.: CUP 3735 (A	mend cup 3642)	Fee: \$4,561	,50		
Application Type / No:		Fee: \$		WATER: Yes ☐/ No⊠	
Application Type / No.: Pre-Appl Fee Co	red: t	Fee: \$-247	,00	Agency: Well	
Application Type / No.:		Fee: \$			
PER/Initial Study No.: IS 8191		Fee: \$5, 15		SEWER: Yes ☐/ No⊠	
Ag Department Review:		Fee: \$76.	00	Agency: Septic	
Health Department Review:	aal cila	Fee: \$654		Agency. 300110	
Received By: J. S. Invoice I	No.:226540 -	TOTAL: \$10,19	5.50		
STAFF DETERMINATION: This permit is	sought under Ord	linance Section		Sect-Twp/Rg: T	S/R E
STATE DETERMINATION. THIS PERMICIS	sought under Ord	mance section	•	APN #	
Deleted Application/s				APN #	
Related Application(s):				APN#	
Zone District:				APN #	
Parcel Size:				The state of the s	over



County of Fresno

DEPARTMENT OF PUBLIC WORKS AND PLANNING STEVEN E. WHITE, DIRECTOR

INITIAL STUDY APPLICATION

INSTRUCTIONS

Answer all questions completely. An incomplete form may delay processing of your application. Use additional paper if necessary and attach any supplemental information to this form. Attach an operational statement if appropriate. This application will be distributed to several agencies and persons to determine the potential environmental effects of your proposal. Please complete the form in a legible and reproducible manner (i.e., USE BLACK INK OR TYPE).

(OFFICE USE ONLY
IS No)
Proje No(s)	
Appl	ication Rec'd.:

GENERAL INFORMATION

operty Owner :Phone/Fax		
Mailing Address:		
Address:Street	City	State/Zip
Applicant :	Phone.	/Fax:
Mailing Address:		
Street	City	State/Zip
Representative:	Phone/	Fax:
Mailing Address:		
Address: Street	City	State/Zip
Proposed Project:		
Project Location:		
Project Address:		
Section/Township/Range:/_		Size:
Assessor's Parcel No.		OVER

<i>10</i> .	Land Conservation Contract No. (If applicable):				
<i>11</i> .	What other agencies will you need to get permits or authorization from:				
	LAFCo (annexation or extension of services) SJVUAPCD (Air Pollution Control District) CALTRANS Reclamation Board Division of Aeronautics Department of Energy Water Quality Control Board Airport Land Use Commission Other				
12.	Will the project utilize Federal funds or require other Federal authorization subject to the provisions of the National Environmental Policy Act (NEPA) of 1969? Yes No				
	If so, please provide a copy of all related grant and/or funding documents, related information and environmental review requirements.				
13.	Existing Zone District ¹ :				
14.	Existing General Plan Land Use Designation ¹ :				
<u>EN</u>	VIRONMENTAL INFORMATION				
15.	Present land use:				
	Describe the major vegetative cover:				
	Any perennial or intermittent water courses? If so, show on map:				
	Is property in a flood-prone area? Describe:				
<i>16</i> .	Describe surrounding land uses (e.g., commercial, agricultural, residential, school, etc.):				
	North:				
	South:				
	East:				
	West:				

Who	at land use	e(s) in the area may impact your project?:
Trai	nsportation	n:
NO '		information below will be used in determining traffic impacts from this project. The data also show the need for a Traffic Impact Study (TIS) for the project.
<i>A</i> .		itional driveways from the proposed project site be necessary to access public roads? Yes No
В.	Daily tra	iffic generation:
	I.	Residential - Number of Units Lot Size Single Family Apartments
	II.	Commercial - Number of Employees Number of Salesmen Number of Delivery Trucks Total Square Footage of Building
	III.	Describe and quantify other traffic generation activities:
Desc	cribe any s	source(s) of noise from your project that may affect the surrounding area:
Desc	cribe any s	source(s) of noise in the area that may affect your project:
Desc	cribe the p	robable source(s) of air pollution from your project:

24.	Anticipated volume of water to be used (gallons per day) ² :	
25.	Proposed method of liquid waste disposal: () septic system/individual () community system ³ -name	
<i>26</i> .	Estimated volume of liquid waste (gallons per day) ² :	
27.	Anticipated type(s) of liquid waste:	
28.	Anticipated type(s) of hazardous wastes ² :	
	Anticipated volume of hazardous wastes ² :	
	Proposed method of hazardous waste disposal ² :	
<i>31</i> .	Anticipated type(s) of solid waste:	
<i>32</i> .	Anticipated amount of solid waste (tons or cubic yards per day):	
<i>33</i> . ₂	Anticipated amount of waste that will be recycled (tons or cubic yards per day):	
<i>34</i> .	Proposed method of solid waste disposal:	
<i>35</i> .	Fire protection district(s) serving this area:	
<i>36</i> .	Has a previous application been processed on this site? If so, list title and date:	
<i>37</i> .	Do you have any underground storage tanks (except septic tanks)? Yes No	
<i>38</i> .	If yes, are they currently in use? Yes No	
To a	THE BEST OF MY KNOWLEDGE, THE FOREGOING INFORMATION IS TRUE.	
Si	GNATURE DATE	

(Revised 12/14/18)

¹Refer to Development Services and Capital Projects Conference Checklist ²For assistance, contact Environmental Health System, (559) 600-3357

³For County Service Areas or Waterworks Districts, contact the Resources Division, (559) 600-4259

NOTICE AND ACKNOWLEDGMENT

INDEMNIFICATION AND DEFENSE

The Board of Supervisors has adopted a policy that applicants should be made aware that they may be responsible for participating in the defense of the County in the event a lawsuit is filed resulting from the County's action on your project. You may be required to enter into an agreement to indemnify and defend the County if it appears likely that litigation could result from the County's action. The agreement would require that you deposit an appropriate security upon notice that a lawsuit has been filed. In the event that you fail to comply with the provisions of the agreement, the County may rescind its approval of the project.

STATE FISH AND WILDLIFE FEE

State law requires that specified fees (effective January 1, 2021: \$3,445.25 for an EIR; \$2,480.25 for a Mitigated/Negative Declaration) be paid to the California Department of Fish and Wildlife (CDFW) for projects which must be reviewed for potential adverse effect on wildlife resources. The County is required to collect the fees on behalf of CDFW. A \$50.00 handling fee will also be charged, as provided for in the legislation, to defray a portion of the County's costs for collecting the fees.

The following projects are exempt from the fees:

- 1. All projects statutorily exempt from the provisions of CEQA (California Environmental Quality Act).
- 2. All projects categorically exempt by regulations of the Secretary of Resources (State of California) from the requirement to prepare environmental documents.

A fee exemption may be issued by CDFW for eligible projects determined by that agency to have "no effect on wildlife." That determination must be provided in advance from CDFW to the County at the request of the applicant. You may wish to call the local office of CDFW at (559) 222-3761 if you need more information.

Upon completion of the Initial Study you will be notified of the applicable fee. Payment of the fee will be required before your project will be forwarded to the project analyst for scheduling of any required hearings and final processing. The fee will be refunded if the project should be denied by the County.

Mayey	
Applicant's Signature	Date

 $G: \verb|\| 4360 Devs\&Pln\| PROJSEC\| PROJDOCS\| TEMPLATES\| IS-CEQA\| TEMPLATES\| INITIAL\| Study\| App.dotx$



Project Description and Operational Statement

Five Points Pipeline Location Revision
Five Points Pipeline, LLC

Prepared by Maas Energy Works, Inc



Project Description

Project Details

The Five Points Pipeline Cluster Project (Initial Study 7608 CUP 3642-3647) is a dairy biogas collection and biomethane injection project. The previously approved project included the addition of dairy digesters, a cleanup facility (Hub) and a HDPE gathering pipeline to transport the digesters' biomethane to the Cleanup Facility ("Hub"). After being cleaned to PG&E pipeline quality, the biomethane is injected into the PG&E pipeline. The project proponents have decided on a new location for a portion of the pipeline due to constructability and accessibility issues. This general route was also previously included in the county's Initial Study of the project, however the official studied route was approximately 10 feet south within private land that is no longer available to use.

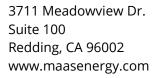
Project Location

Due to these circumstances, the project proposes to construct within the public right of way on the south side of Elkhorn Avenue, between Van der Hoek Dairy (15886 S Lassen Avenue, Helm, California 93627) and Van der Kooi Family Dairy (13695 West Elkhorn Avenue, Riverdale, California 93656). The project will also cross an irrigation canal located approximately .98 miles west of Van der Kooi Dairy and managed by a private landowner. The land will be surveyed for exact easement boundaries and constructability prior to road maintenance department applications.

Pipeline Location Revision Operational Statement

<u>Length of Pipeline Section</u>: The proposed pipeline section within Fresno County right of way on Elkhorn Avenue is 2.0 miles in length.

<u>Pipe Material and Pressure:</u> The new pipeline route plans to utilize HDPE (high density polyethylene) pipeline material. The pipe will be 18-24" in diameter and will carry gas at approximately 10-20 psi.





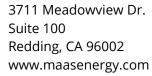
<u>Depth of Excavation</u>: The proposed pipeline section within Fresno County right of way on Elkhorn Avenue will be excavated and constructed at a 4-foot minimum depth. Please see draft engineering sheet example for more information on pipeline design and engineering.

Construction Timeline/Duration of Ground Disturbance: The project contractor will complete construction of the two-mile portion in approximately 3-6 days. This estimate is based on a timeline estimate of approximately 1500 feet /day. The pipeline will be constructed in the following general stages (Note: These stages are simplified to provide clarity on construction practices, and do not encompass staking and encroachment permit guidelines which will also be adhered to)

Construction General Progression

- 1. The pipe (HDPE) will be laid in 50–100-foot intervals on the side of the road
- 2. The pipe will be fused together in consecutive sections based on what can be installed according to the daily timeline
- 3. The pipe will be moved into the trench
- 4. The pipe will be back filled and compacted daily up to the following day's starting point
- 5. The pipe will be pressure tested throughout the process to test for leak potential concurrently with construction

Equipment-Contractors- Construction Practices: The brief project construction period will be conducted by a group of 5-8 daily laborers, who will be on site during the 3-6 days during business hours (M-F 8AM-5PM). The contractors will use 10 and 12 foot wide excavators which operate between 150-270 HP in order to complete the earthwork. There will only be 1-2 excavators on site at any given time, however employees will also commute to and from the job site in personal vehicles for the project construction term (3-6 days). A water truck will also be used to prevent dust aggravation during construction. A traffic management plan will be provided to the Roads and Maintenance Division during the encroachment permit process.





<u>Employees During Construction</u>: There will be 5-8 laborers on site during construction.

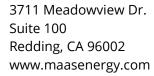
<u>Water Used Per Day.</u> The project will use approximately 5000-8000 gallons of water per day via tanked water trucks. Meaning that in a 3–6-day time period, the project will use approximately 15,000-24,000 gallons of water.

<u>Proposed Operating Hours and Periods of Peak Use:</u> The biogas pipeline will be operational 24/7.

<u>Surrounding Vicinity</u>. A vicinity map is included with this application showing the proposed location of the amended pipeline route, as well as its proximity to nearby facilities.

How the Proposed Operation Relates to Nearby Use: The proposed amended pipeline route aligns with the original goal of the dairy cluster project by providing the most efficient route to bring biogas from Van Der Hoek Dairy to the associated biogas clean-up facility. Therefore, the minor change is also consistent with nearby uses. The surrounding areas are almost entirely agricultural and are zoned for agricultural uses. The proposed facilities will not disturb but further utilize and sustain the standard agricultural processes and existing facilities.

<u>Intended Use of All Structures:</u> The amended route will not entail any additional structures or equipment.





Hazardous Materials: This project incentivizes the capturing and repurposing of biogas that would otherwise be released into the atmosphere. The biogas will be cleaned to remove the sulfur and CO2, to create biomethane, prior to being hauled by trucks to the Biomethane Reception Point. Under the "Initial Study Environmental Checklist Form, Hazards and Hazardous Materials" section, all components of Initial Study 7608 CUP 3642-3647 received a "less than significant impact" or "no impact" determination. The proposed project will have a comparatively less significant impact as any materials that could be considered hazardous will be cleaned or removed prior to arriving at the Biomethane Reception Point.

The project does involve the transport of (bio)methane. Methane is non-toxic but handling it can be hazardous if done improperly. All portions of the project will comply with the CPUC's Safety Enforcement Division (SED) General Order 112-F as applicable. Handling of hazardous materials are regulated by federal and State laws, which minimizes worker safety risks from both physical and chemical hazards in the workplace. The proposed equipment is engineered and designed to handle the proposed materials, flows and pressures in a safe and effective manner, as described above. While the routine use of the methane gas will occur, risk to the public as a result of its transport or accidental release is less than significant (reference IS 7608).

Public Health and Safety Considerations: Methane is naturally odorless, so no additional impacts to odor are anticipated. To manage dust during construction, the project will follow best management practices, as defined by region 5 of the Regional Water Board. This may include watering of high-traffic areas. During normal operation, all site surfaces will produce negligible dust.

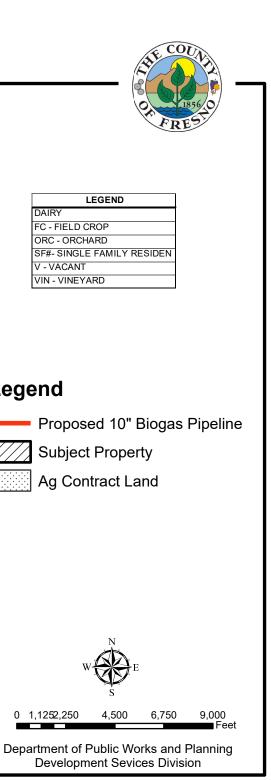
1.8

2.7

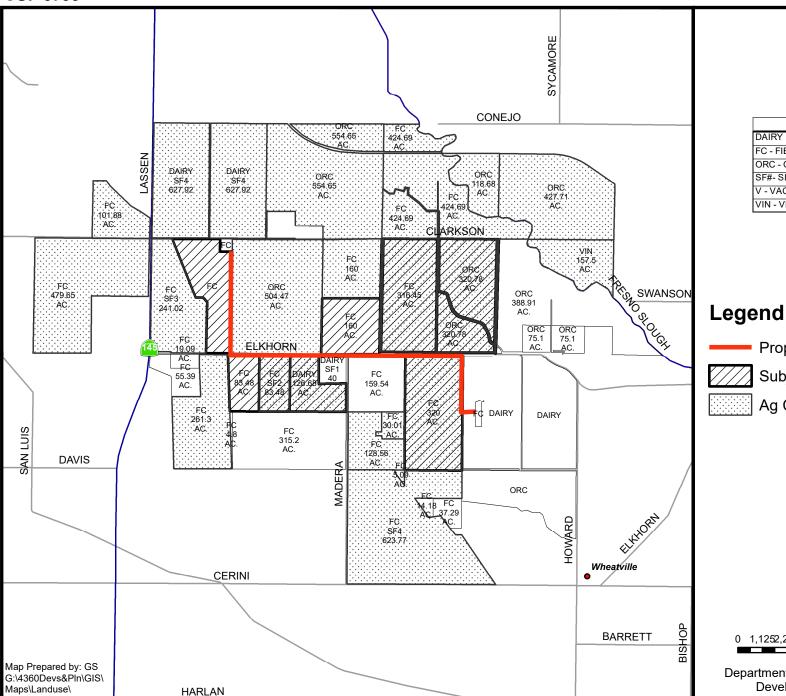
3.6

CUP 3735

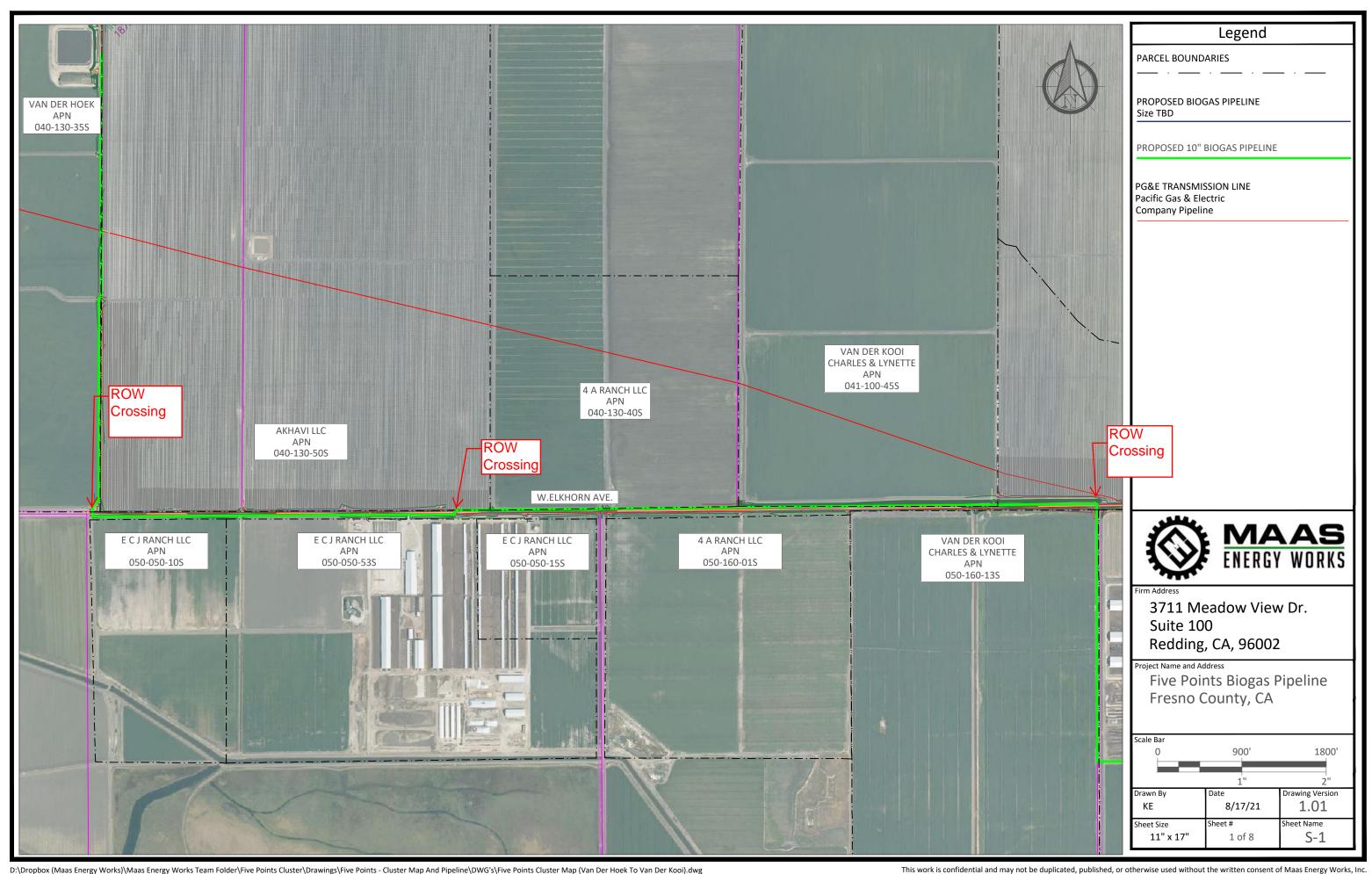
EXISTING LAND USE MAP

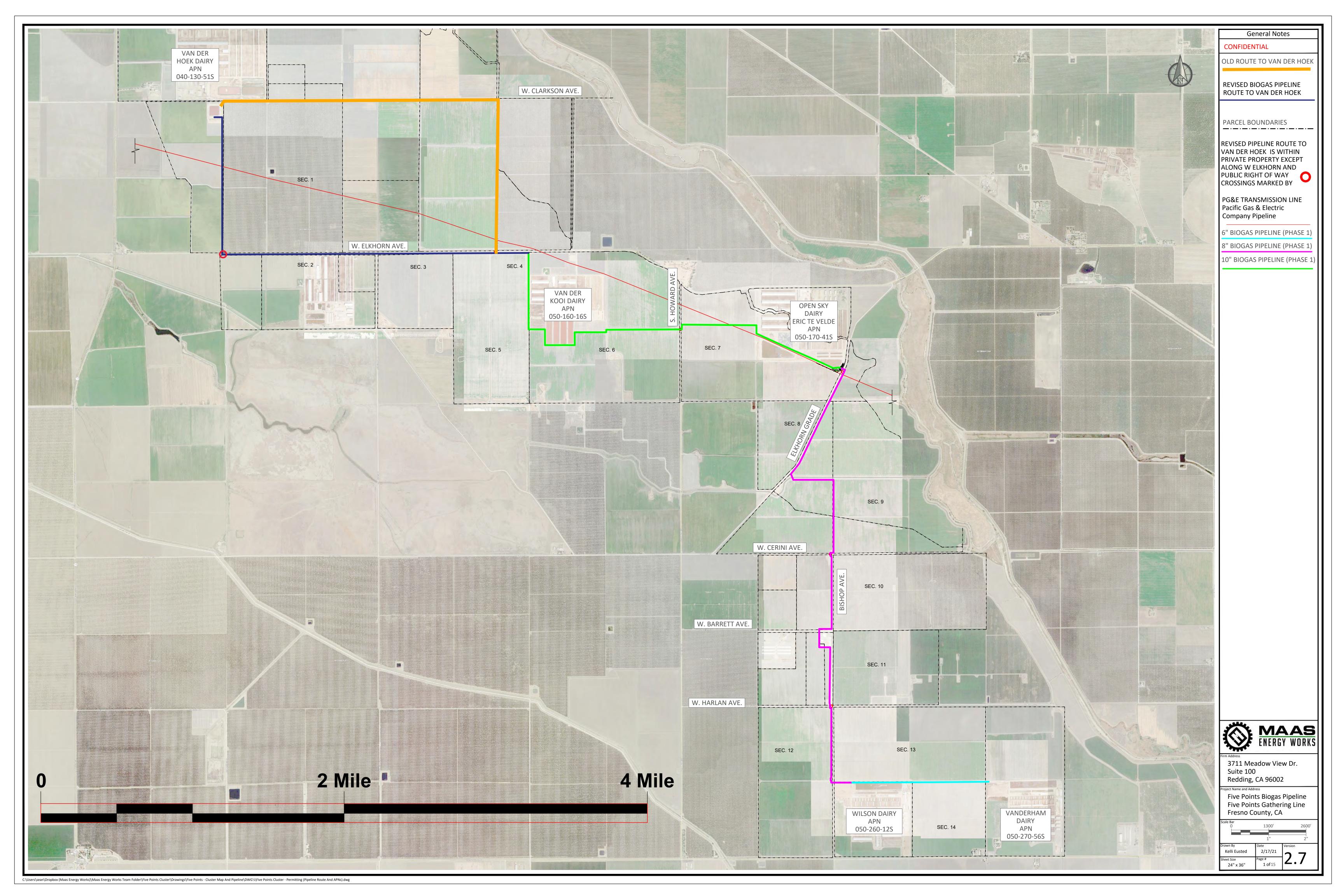


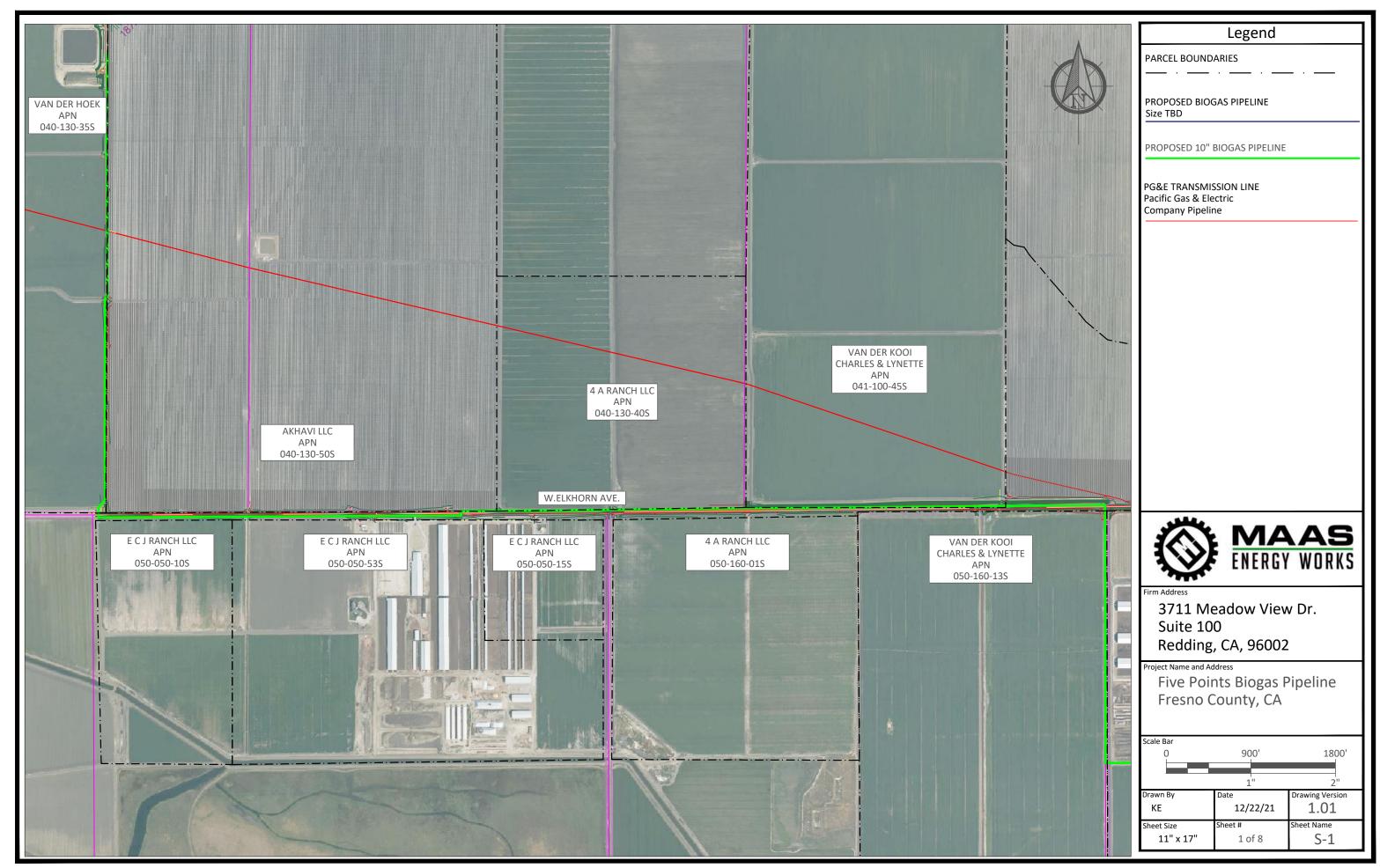
DAIRY



EXISTING ZONING MAP CUP 3735 STR 31,36,35,1,6-16,17/17,18 _Helm **KAMM** STROUD **CONEJO CONEJO SUBJECT PROPERTY CLARKSON SWANSON ELKHORN** MADERA **DAVIS** AE20 **BISHOP** BARRETT Legend Proposed 10" Biogas Pipeline Subject Property **HARLAN** HARLAN **HARLAN** AE20 GS Prepared by: County of Fresno Department of Public Works and Planning, Development Services Division 1,550 3,100 9,300 12,400









Legend

PARCEL BOUNDARIES

PROPOSED BIOGAS PIPELINE

PROPOSED 10" BIOGAS PIPELINE

PG&E TRANSMISSION LINE Pacific Gas & Electric **Company Pipeline**



3711 Meadow View Dr. Suite 100 Redding, CA, 96002

Project Name and Address

Five Points Biogas Pipeline Fresno County, CA

