

STATE OF CALIFORNIA
PUBLIC UTILITIES COMMISSION

505 VAN NESS AVENUE
SAN FRANCISCO, CA 94102-3298

Edmund G. Brown Jr., Governor



January 17, 2017

SENT BY EMAIL

Gail Long
Manager, State Government Affairs
TDS Telecom
PO Box 1004
Redmond, OR 97756
Email: Gail.long@tdstelecom.com

RE: Review of TDS Telecom PEA for the Olinda Last Mile Underserved Broadband Project in Shasta County, California Pursuant to Commission Resolution T-17411.

Dear Ms. Long,

The California Public Utilities Commission's (CPUC's) Energy Division, Infrastructure Permitting & CEQA Unit, has reviewed TDS Telecom responses to CPUC's letter, dated November 1, 2016. The letter identified several deficiencies in data that would prevent preparation of an adequate CEQA document in a timely manner. TDS Telecom provided responses to this letter by electronic mail transmittals received on December 2, 2016 and December 20, 2016. CPUC has reviewed the information provided in both transmittals and determined that several deficiencies identified in the November 1, 2016 letter remain unresolved.

Attachment A identifies information required to deem TDS Telecom application and PEA complete. CPUC is requesting a response to this request by February 17, 2017. Please send one set of responses to the Energy Division and one set to Ecology and Environment, Inc., in hardcopy and electronic formats.

Upon receipt of the supplemental information, the CPUC will perform an additional review to assess PEA adequacy and issue a completeness determination. The CPUC reserves the right to ask for additional information in the form of data requests at any point in the process. Please direct questions on the completeness review to Jensen Uchida at (415) 703-5484 or via email to Jensen.Uchida@cpuc.ca.gov.

Sincerely,

A handwritten signature in blue ink that reads "Jensen Uchida".

Jensen Uchida
Project Manager, Infrastructure Permitting and CEQA

CC: Mary Jo Borak, Supervisor, Infrastructure Permitting and CEQA, CPUC
Jack Mulligan, Attorney, CPUC
Xiao Selena Huang, Broadband, Policy, and Analysis Branch, CPUC
Silvia Yáñez, Project Manager, Ecology & Environment, Inc.

Attachment A: Deficiencies in the Proponent's Environmental Assessment

Attachment A: PEA Completeness Review

Remaining deficiencies in TDS Telecom’s Proponents Environmental Assessment (PEA) are described in detail in the table below. The California Public Utilities Commission’s PEA Checklist (November 2008) and CPUC Information and Criteria List (July 2008) were used to identify the deficiencies in TDS Telecom’s PEA.

TDS Telecom Olinda Last Mile Underserved Broadband Project PEA Deficiencies			
No.	Reference	CPUC Requirement	Description of Deficiency
Project Description			
1	PEA Section 3.1, PEA Appendix A	PEA Checklist sections 3.4, 3.7.1.1, 3.7.1.2, 3.7.1.3, 3.7.1.5, 3.7.1.7; section V(11) of the Information and Criteria List	<p>Provide the most up-to-date GIS layer of TDS’ proposed fiber optic cable route.</p> <p>In Deficiency Response received last 12/20/16, TDS provided GIS data and locations for several project components and confirmed the project would not involve staging areas and new access roads along the proposed fiber optic line corridor. TDS omitted from the GIS the most recent re-routes around features shown during the site visit conducted by TDS and CPUC last November 29 and 30, 2016, such as the Igo Inn and Happy Valley Cemetery. Therefore, the GIS data does not contain but should include the most recent proposed fiber optic cable route.</p>
4	PEA Section 3.6.4	PEA Checklist sections 3.7.1.2 and 3.7.1.7,; section V(11) of the Information and Criteria List	<p>Provide the specific seed mix for region that would be used for vegetation restoration</p> <p>In Deficiency Response received last 12/20/16, TDS described how vegetation would be restored in disturbed areas along the proposed project fiber optic cable route. TDS omitted a copy of the electronic file ‘<i>OlindaSeedMix.pdf</i>’ referenced in the response. TDS should provide the specific seed mix in order to complete from the review of proposed restoration activities.</p>
5	PEA Section 3.6 Construction; Pages: 5-7	PEA Checklist section 3.7.2.3; section V(11) of the Information and Criteria List	<p>Provide detailed information about excess material needed for backfilling, compaction, and hauling and disposal.</p> <p>In Deficiency Response received last 12/20/16, TDS described the dimensions of the node/DLC sites and confirmed the use of excavated material for backfill, needed compaction, and hauling and disposal. TDS omitted a copy of the following electronic files referenced in the response: “<i>handhole, cabinet, pad, and BM20 pdf.</i>” TDS should provide all referenced information to complete the review of proposed backfilling, compaction, and hauling and disposal activities.</p>

TDS Telecom Olinda Last Mile Underserved Broadband Project PEA Deficiencies			
No.	Reference	CPUC Requirement	Description of Deficiency
Cultural Resources			
13	PEA Section 4.5.1.2	PEA Checklist section 5.5; section 12 (V.b, V.b, XVII.a) of the Information and Criteria List	<p>Provide draft Native American consultation letters.</p> <p>In Deficiency Response received last 12/20/16, TDS confirmed that coordination with Native American individuals and organizations was not conducted prior to or after TDS' Application and PEA were filed. However, TDS also informed that draft letters to the 14 tribes/individuals identified in the letter from the NAHC are available. TDS omitted a copy of the draft letters referenced in the response. Copies of these draft letters are necessary prior to initiate Lead Agency's tribal consultation pursuant AB52.</p>
14	PEA Section 4.5.2.2	PEA Checklist section 5.5; section 12 (V.a) of the Information and Criteria List	<p>Provide documentation for the pending California State Historic Preservation Office's concurrence for recommended "No Adverse Effect" finding.</p> <p>In Deficiency Response received last 12/20/16, TDS informed that the Class III cultural resources survey report has not been submitted to the SHPO's office yet. TDS should provide California State Historic Preservation Office's concurrence for recommended "No Adverse Effect" finding for the Happy Valley Ditch, as discussed in Impact CR-1 of the PEA.</p>
15	PEA Appendix E	PEA Checklist section 5.5; section 12 (V.a, V.b, and V.d) of the Information and Criteria List	<p>Provide copy of confidential Class I Research conducted for the Class III Cultural Resources Survey.</p> <p>In Deficiency Response received last 12/20/16, TDS informed that a complete, unredacted copy of the Class III survey report, including Appendices A and B, would be sent to the address noted in the CPUC Deficiency Letter dated November 1, 2016. As of January 13, 2017, CPUC's contact has not received copy of the confidential Class I Research conducted for the Class III Cultural Resources Survey.</p> <p>Provide delivery confirmation of confidential Class I Research conducted for the Class III Cultural Resources Survey to the following contact:</p> <p><i>Natasha Snyder, Chief Cultural Resources Specialist</i> Ecology and Environment, Inc, 368 Pleasantview Drive, Lancaster, New York 14086 Phone: 716-684-8060</p>

TDS Telecom Olinda Last Mile Underserved Broadband Project PEA Deficiencies			
No.	Reference	CPUC Requirement	Description of Deficiency
16	PEA Appendix E	PEA Checklist section 5.5; section 12 (V.a, V.b, and V.d) of the Information and Criteria List	<p>Provide copy of California Office of Historic Preservation Forms obtained for the Class III Cultural Resources Survey.</p> <p>In Deficiency Response received last 12/20/16, TDS informed that a complete, unredacted copy of the Class III survey report, including Appendices A and B, would be sent to the address noted in the CPUC Deficiency Letter dated November 1, 2016. As of January 13, 2017, CPUC’s contact has not received copy of the California Office of Historic Preservation Forms obtained for the Class III Cultural Resources Survey.</p> <p>Provide delivery confirmation of the California Office of Historic Preservation Forms obtained for the Class III Cultural Resources Survey to the following contact:</p> <p><i>Natasha Snyder, Chief Cultural Resources Specialist</i> Ecology and Environment, Inc, 368 Pleasantview Drive, Lancaster, New York 14086 Phone: 716-684-8060</p>
Hazards and Hazardous Materials			
18	PEA Section 4.7.2.2 Page: 72	PEA Checklist section 5.7; section V(13) of the Information and Criteria List	<p>Provide safety data sheet for non-hazardous lubricant proposed for fiber cable conduit installation.</p> <p>In Deficiency Response received last 12/20/16, TDS described the use of non-hazardous lubricants for directional boring and fiber optic conduit installation. TDS omitted a copy of the following electronic file ‘<i>polywaterf_msd.pdf</i>’ referenced in the response. TDS should provide the safety data information for chemicals proposed to be used by the project in order to complete the review of proposed fiber optic cable installation activities.</p>