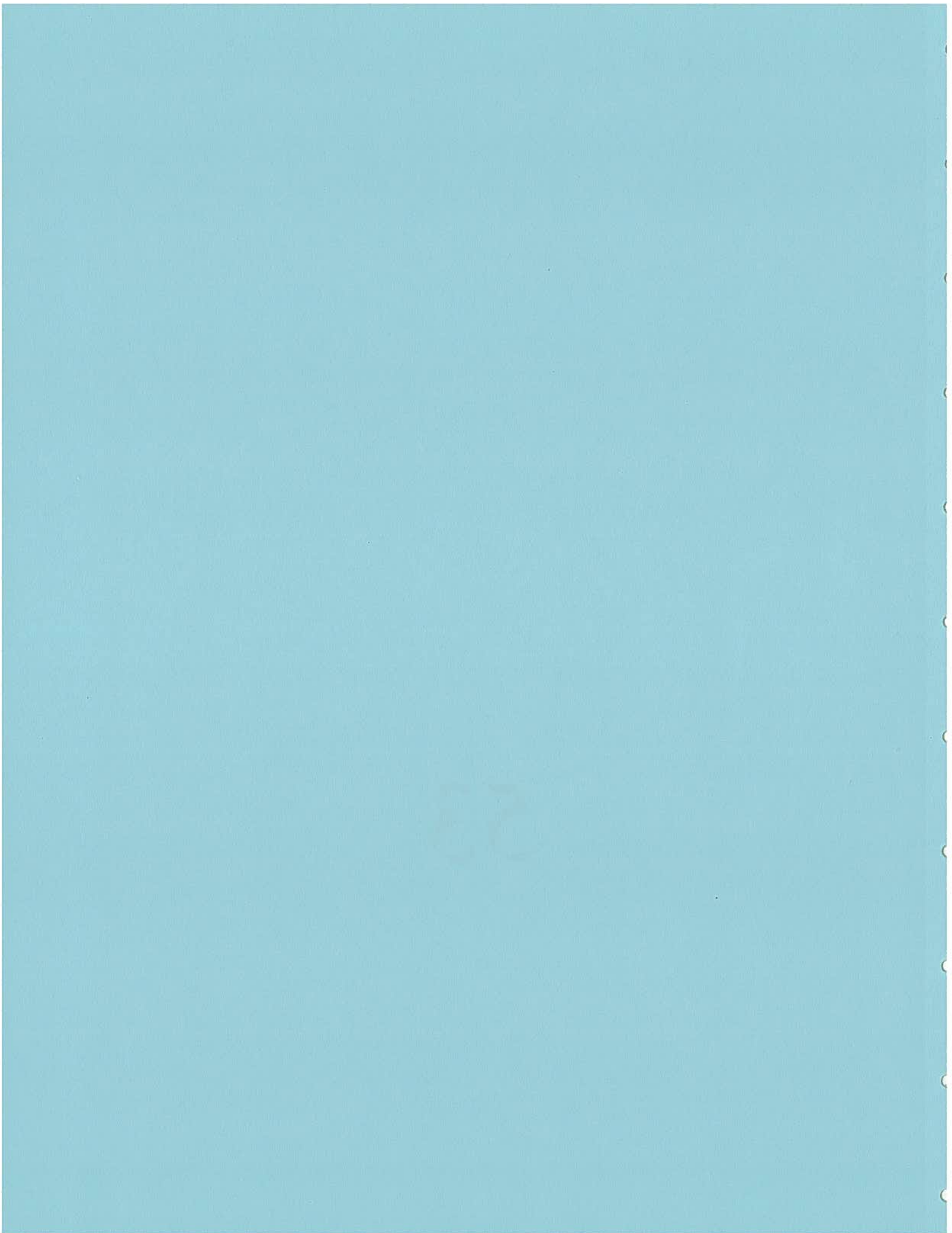


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From: Philip Wyels [mailto:PWyels@waterboards.ca.gov]
Sent: Friday, March 27, 2009 2:22 PM
To: Garrett, Christopher (SD); Catherine Hagan (George)
Subject: Re: Item deleted from Table

Chris, since the SLC review is still described on page 4-2, Poseidon doesn't need to do anything further at this point. Thanks for finding that reference.

Phil (sent from Blackberry)

-----Original Message-----

From: <CHRISTOPHER.GARRETT@LW.com>

To: Hagan (George), Catherine <CHagan@waterboards.ca.gov>

To: Wyels, Philip <PWyels@waterboards.ca.gov>

Sent: 3/27/2009 2:15:33 PM

Subject: Item deleted from Table

Phil,

In our call a few minutes ago you raised the point that Attachment 10 as drafted describes why Items 2, 3 and 4 were deleted from Table 4-2, but does not provide an explanation for why Item 5 was also deleted.

(Part of Item 5 is copied below).

I think the answer is that this Item 5 was just not regarded as a "Design Feature" and therefore was removed because it was not a design feature.

This State Lands Commission requirement does continue to be described in detail on Page 4-2 of the Plan, and is quoted directly on that page. That reference was not removed.

Due to timing constraints, we did not change Attachment 10 to address this point in the submittal today.

On Monday, we can do any of the following:

1. Put Item 5 back in the Table 4-2, since it remains a requirement
2. Expand Attachment 10 to address the deletion of Item 5 from Table 4-2 to explain that it was deleted because it was not regarded as a "Design Feature"
3. Leave Attachment 10 the way it is.

Let me know what you would like to do.

Chris

Item 5 from Table

TABLE 4-2

DESIGN FEATURES TO MINIMIZE IMPACTS TO MARINE LIFEIMPINGEMENT AND ENTRAINMENT

"5. Ten years after the lease is issued, that the CDP will be subject to further environmental review by the State Lands Commission (SLC) to analyze all environmental effects of facility operations and alternative technologies that may reduce any impacts found."

Christopher W. Garrett

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