Original Filing
Public Utilities Commission of Nevada
Electronic Filing
Submitted: 2/4/2022 2:08:38 PM
Reference: 99fa0908-3e94-4f2e-9eeb-6653346345cd
Reference:
Filed For: EDF Renewables Development Inc
In accordance with NRS Chapter 719,
this filing has been electronically signed and filed
by: /s Linda Bullen

By electronically filing the document(s),
the filer attests to the authenticity of the electronic signature(s) contained therein.

This filing has been electronically filed and deemed to be signed by an authorized agent or
representative of the signer(s) and
EDF Renewables Development Inc
February 4, 2022

Ms. Trisha Osborne  
Assistant Commission Secretary  
Public Utilities Commission of Nevada  
1150 East William Street  
Carson City, Nevada 89701-3109

Re: Notice Pursuant to the Utility Environmental Protection Act of an Application to a Federal Agency by EDF Renewables Development, Inc. to Construct the Rigel Solar Project, an up to 500 MW/ac Photovoltaic Solar Plant, 230 kV Generation Tie Line, a Battery Energy Storage System and Ancillary Facilities

Dear Ms. Osborne:

Enclosed for filing please find the Notice Pursuant to the Utility Environmental Protection Act of an Application to a Federal Agency by EDF Renewables Development, Inc. to Construct the Rigel Solar Project, an up to 500 MW/ac Photovoltaic Solar Plant, 230 kV Generation Tie Line, a Battery Energy Storage System and Ancillary Facilities.

If you have any questions about this filing, please do not hesitate to contact me at (702) 279-4040.

Best Regards,

/s/ Linda M. Bullen  
Linda M. Bullen  
Attorney for EDF Renewables Development, Inc.
BEFORE THE PUBLIC UTILITIES COMMISSION OF NEVADA

IN THE MATTER OF:
Notice Pursuant to the Utility Environmental Protection Act of an Application to a Federal Agency by EDF Renewables Development, Inc. to Construct the Rigel Solar Project, an up to 500 MW/ac Photovoltaic Solar Plant, 230 kV Generation Tie Line, a Battery Energy Storage System and Ancillary Facilities

Docket No. 22-_______

NOTICE PURSUANT TO THE UTILITY ENVIRONMENTAL PROTECTION ACT OF AN APPLICATION TO A FEDERAL AGENCY BY EDF RENEWABLES DEVELOPMENT, INC. TO CONSTRUCT THE RIGEL SOLAR PROJECT, AN UP TO 500 MW/AC PHOTOVOLTAIC SOLAR PROJECT, 230 KV GENERATION TIE LINE, A BATTERY ENERGY STORAGE SYSTEM AND ANCILLARY FACILITIES

I. INTRODUCTION

Pursuant to the Nevada Utility Environmental Protection Act (“UEPA”), Nevada Revised Statutes (“NRS”) Sections 704.820 to 704.900 and Sections 703.415 to 703.427 of the Nevada Administrative Code (“NAC”), EDF Renewables Development, Inc. (“EDF Renewables”) hereby files a Notice with the Public Utilities Commission of Nevada (the “Commission”) that it is filing, contemporaneous with this Notice, an application with a federal agency to allow it to construct an up to 500 megawatt (“MW”) alternating current (“ac”) solar photovoltaic project with a battery energy storage system (“BESS”) in rural Nye County, Nevada (the “Project”).

All correspondence related to this Notice should be sent to the undersigned:

Linda M. Bullen
Bullen Law, LLC
8635 W. Sahara Ave. #454
Las Vegas, Nevada 89117
linda@bullenlaw.com
702-279-4040

The Project falls within the definition of a "utility facility" pursuant to NRS 704.860.1, because it is a renewable energy electric generating facility of 70 MW or greater. Because the Project is located on federal land, the BLM is required to conduct an environmental analysis for that portion of the Project. The environmental review for this portion of the Project will be
conducted by the BLM pursuant to the National Environmental Policy Act (“NEPA”), 42 U.S.C. §4321. Accordingly, this Notice is being filed pursuant to NRS 704.870(2)(a). No later than 30 days after the issuance of the final federal environmental document, Desert Marble Solar will file a UEPA Application with the Commission pursuant to NRS 704.870(2)(b) that contains the federal environmental document. Upon submission of the Application and supporting documents, Desert Marble Solar will seek one or more Permits to Construct (“PTCs”) the Project from the Commission.

II. INFORMATION REQUIRED BY NAC 703.421

The following Notice was prepared pursuant to NRS 704.870.2(a) and NAC 703.421.

1. The name, address and telephone number of the person who is filing the application with the appropriate federal agency (NAC 703.421.1).

   Devon Muto  
   EDF Renewables Development, Inc.  
   15445 Innovation Drive  
   San Diego, CA 92128  
   (858) 442-4957

2. The date on which the application was filed with the appropriate federal agency (NAC 703.421.2).

   The SF 299 for the Project is being filed contemporaneously with this Notice, on February 4, 2022.

3. A general description of the location of the proposed utility facility (NAC 703.421.3).

   The Project will be located approximately 7.5 miles south of the town of Beatty in rural Nye County, Nevada on BLM-administered federal land.

4. A general description of the proposed utility facility (NAC 703.421.4).

   The Project will be an up to 500 MW/ac photovoltaic solar facility, a 230 kV gen-tie line and associated facilities including a substation, an operation and maintenance building, an energy storage system and other ancillary facilities.

5. Proof that a copy of the notice has been submitted to the Nevada State Clearinghouse within the Department of Conservation and Natural Resources (NAC 703.421.5).

   A copy of this Notice has been submitted to the Regulatory Operations Staff of the
Commission, the Nevada Attorney General’s Bureau of Consumer Protection, Nevada State Clearinghouse, the Nevada Department of Conservation and Natural Resources - Division of Environmental Protection, the Nye County Clerk and others. See Certificate of Service attached hereto as Exhibit A.

6. **Draft Notice (NAC 703.162).**

   A copy of the draft notice pursuant to NAC 703.162 is attached hereto as Exhibit B.

7. **Proof of Compliance with the Nevada Department of Wildlife Energy Cost Recovery Fund Program (NRS 701.600-640).**

   Pursuant to NRS 701.610, a person who files an application with the Federal Government for a lease or easement for a right-of-way for an energy development project or an application with the Public Utilities Commission of Nevada or any county in this State relating to the construction of an energy development project shall, concurrently with the filing of the application, file a notice of the energy development project with the Nevada Department of Wildlife (“NDOW”). The NDOW Application for Energy Projects Fund for the Recovery of Costs for the Project was filed in February 2022, and a copy is attached hereto as Exhibit C.

## III. CONCLUSION

EDF Renewables will submit its UEPA Application at the conclusion of the federal environmental review process. At that time, it will request that the Commission issue to it one or more UEPA Permits to Construct the Project pursuant to NRS 704.870(2)(b) and NAC 703.423.

Respectfully submitted on February 4, 2022.

Linda M. Bullen

/s/ Linda M. Bullen
Bullen Law, LLC
Attorney for EDF Renewables Development, Inc.
EXHIBIT A

CERTIFICATE OF SERVICE

It is hereby certified that on February 4, 2022 a true and correct copy of the attached Notice Pursuant to the Utility Environmental Protection Act of an Application to a Federal Agency by EDF Renewables Development, Inc. to Construct the Riegel Solar Project, an up to 500 MW/ac Photovoltaic Solar Plant, 230kV Generation Tie Line, a Battery Energy Storage System and Ancillary Facilities was served via electronic mail on the following:

Staff Counsel Support  
Public Utilities Commission of Nevada  
1150 E. William Street  
Carson City, Nevada 89701-3109  
pucn.sc@pucn.nv.gov

Office of the Attorney General  
Bureau of Consumer Protection  
Mr. Ernest Figueroa  
100 North Carson Street  
Carson City, Nevada 89701-4717  
bcp@ag.nv.gov

Public Utilities Commission of Nevada  
Mr. Don Lomoljo, Staff Counsel  
1150 E. William Street  
Carson City, Nevada 89701-3109  
dlomoljo@puc.nv.gov

Nye County Clerk  
Sandra L. Merlino  
101 Radar Road  
P.O. Box 1031  
Tonopah, NV 89049  
smerlino@co.nye.nv.us

State Clearinghouse  
Division of State Lands  
901 South Stewart Street, Suite 5003  
Carson City, NV 89701-5246  
nevadaclearinghouse@lands.nv.gov

Nevada Division of Environmental Protection  
Mr. Greg Lovato, Administrator  
901 South Stewart Street, Suite 4001  
Carson City, Nevada 89701-5249  
glovato@ndep.nv.gov

Dated: February 4, 2022

/s/ Linda M. Bullen  
An Employee of Bullen Law, LLC
Pursuant to Nevada Administrative Code (“NAC”) 703.162, the Commission requires that a draft notice be included with all applications, tariff filings, complaints and petitions. Please complete and include ONE COPY of this form with your filing. (Completion of this form may require the use of more than one page.)

A title that generally describes the relief requested (see NAC 703.160(4)(a)):

Notice Pursuant to the Utility Environmental Protection Act of an Application to a Federal Agency by EDF Renewables Development, Inc. to Construct the Rigel Solar Project, an up to 500 MW/ac Photovoltaic Solar Plant, 230 kV Generation Tie Line, a Battery Energy Storage System and Ancillary Facilities

The name of the applicant, complainant, petitioner or the name of the agent for the applicant, complainant or petitioner (see NAC 703.160(4)(b)):

The applicant is EDF Renewables Development, Inc. (“EDF Renewables”).
Linda M. Bullen of Bullen Law, LLC is legal counsel for the applicant.

A brief description of the purpose of the filing or proceeding, including, without limitation, a clear and concise introductory statement that summarizes the relief requested or the type of proceeding scheduled AND the effect of the relief or proceeding upon consumers (see NAC 703.160(4)(c)).

EDF Renewables is filing a Notice of an Application to a Federal Agency with the Public Utilities Commission of Nevada (the “Commission”) for an application to the Bureau of Land Management (“BLM”) to construct the Rigel Solar Project, an up to 500 megawatt (“MW”) alternating current (“ac”) solar photovoltaic project a battery energy storage system and a 230 kilovolt (“kV”) generation tie line and ancillary facilities including access roads, an on-site substation, an operation and maintenance building located on BLM managed land approximately 7.5 miles south of the town of Beatty in rural Nye County, Nevada.

A statement indicating whether a consumer session is required to be held pursuant to Nevada Revised Statute (“NRS”) 704.069(1)\(^1\):

A consumer session is not required.

If the draft notice pertains to a tariff filing, please include the tariff number AND the section number(s) or schedule number(s) being revised.

The draft notice does not pertain to a tariff filing.

\(^1\) NRS 704.069 states in pertinent part:
1. The Commission shall conduct a consumer session to solicit comments from the public in any matter pending before the Commission pursuant to NRS 704.061 to 704.110 inclusive, in which:
   (a) A public utility has filed a general rate application, an application to recover the increased cost of purchased fuel, purchased power, or natural gas purchased for resale or an application to clear its deferred accounts; and
   (b) The changes proposed in the application will result in an increase in annual gross operating revenue, as certified by the applicant, in an amount that will exceed $50,000 or 10 percent of the applicant’s annual gross operating revenue, whichever is less.
Application for Energy Projects
“Fund for the Recovery of Costs”

Nevada Revised Statutes 701.600-640
Nevada Administrative Code 701.800-820

Project Name: Rigel Solar Project
Applicant: EDF Renewables Development, Inc.
Mailing Address: 15445 Innovation Drive
City: San Diego
State: CA
Zip Code: 92128
Name of Contact: Devon Muto
Phone: 858-442-4957
Email: devon.muto@edf-re.com
Name of Responsible Corp. Officer/Agency Rep.: Devon Muto
Title: Sr. Director, Solar Development

Project Type
☑ Solar □ Wind □ Geothermal □ Fossil Fuel □ Biomass □ Fuel Pipeline □ Power Transmission □ Other

Net Maximum Generation Capacity: 500 MW
Estimated Voltage (power transmission): 230 kV

Proposed Project Size (acres): 6,555
Proposed Transmission Length (miles): ______________
Proposed Length of Fuel Lines/Pipelines (miles): ______________

Other Infrastructure (e.g., evaporation/holding ponds or tanks, recharge stations; estimated acres) ______________
Battery storage, on-site substation, generation tie-lines, roads and associated facilities (O&M etc.)

Proposed County Location (submit project map and shapefiles): Nye, Nevada, map attached as Exhibit A.

Project Description: The Project is a 500 MW photovoltaic solar and battery storage facility with other facilities ancillary to a solar electric generation facility. It will be constructed on approximately 6,565 acres of BLM managed land and will interconnect at the Beatty Substation via a 230kV generation tie-line.

Estimated Project Schedule/Timeline: Construction to start in Q1 2024 and take 12 months to complete.

Applicant Signature: [Signature]
Date: 2/2/2022

Enclose initial payment made out to Nevada Department of Wildlife.

• Remit $5,000 for fuel pipelines less than 50 miles in length, power transmission projects greater than 50kV and less than 50 miles in length, or geothermal production projects.

• Remit $10,000 for fuel pipelines more than 50 miles in length, power transmission projects greater than 50kV and more than 50 miles in length, or solar, wind, fossil fuel or other energy production projects.

Submit project shapefiles (ArcGIS or GoogleEarth are acceptable) to: Jasmine Kleiber at jkleiber@ndow.org

Submit application, payment, and maps to:
Nevada Department of Wildlife
Habitat Division – AB307
6980 Sierra Center Parkway, Suite 120
Reno, NV 89511 USA

Revised 10/2020