**Zayo website revisions September 2024**

Construction and Mitigation Monitoring

The CPUC developed a Conditions Monitoring, Compliance and Reporting Program (CMCRP) in coordination with Zayo to provide guidance and procedures for environmental monitoring during project construction. The CMCRP is a tool to ensure compliance with the Conditions of Approval for the Project's Modification of Existing Certificate of Public Convenience and Necessity (CPCN), which was approved by the CPUC on August 10, 2023. The CMRCP was finalized in December 2023 and was revised in June 2024 due to a change in personnel.

The December 2023 CMCRP can be viewed here.

The June 2024 Revised CMCRP can be viewed [here](https://ia.cpuc.ca.gov/environment/info/ecorp/prineville/docs/Zayo%20CMCRP_FINAL.pdf).

A number of mitigation compliance plans have been approved for the Project:

* [Hazardous Material Management Plan](https://ia.cpuc.ca.gov/environment/info/ecorp/prineville/docs/APPENDIX%20C%20-%20Hazardous%20Material%20Management%20Plan%20Revision_1%2029-Nov-2023.pdf)
* Paleontological Mitigation Plan (confidential)
* Cultural Resources Monitoring and Inadvertent Discovery Plan (confidential)
* [Revegetation and Restoration Plan](https://ia.cpuc.ca.gov/environment/info/ecorp/prineville/docs/Zayo%20Prineveille%20to%20Reno%20FINAL%20Revegetation%20and%20Restoration%20Plan%20-%20CA%20-%2021-Nov-2023.pdf)
* [Stormwater Pollution Prevention Plan](https://ia.cpuc.ca.gov/environment/info/ecorp/prineville/docs/title%20page%20ZAYO_swppp_type1_08212023%20Reduced.pdf)
* [Fire Response Plan](https://ia.cpuc.ca.gov/environment/info/ecorp/prineville/docs/Zayo%20Emergency%20Fire%20Response%20Action%20Plan%20Aug-2023.pdf)
* [Transportation Management Plan](https://ia.cpuc.ca.gov/environment/info/ecorp/prineville/docs/Zayo%20Prinevillle-Reno%20Fiber%20Optic%20Transporation%20Management%20Plan%20Aug-2023.pdf)
* [Horizontal Directional Drilling Inadvertent Returns Contingency Plan](https://ia.cpuc.ca.gov/environment/info/ecorp/prineville/docs/Zayo%20Frac-Out%20Avoidance%20Plan%20Aug-2023.pdf)

**Notice to Proceed**

The CPUC issues Notices to Proceed (NTP) to the applicant for construction activity after confirming that Zayo has complied with pre-construction environmental requirements for that geographic area and/or project activity. NTPs for the project are listed below.

|  |  |  |  |
| --- | --- | --- | --- |
| **NTP No.** | **Description** | **NTP Request from Zayo** | **Date NTP Approved** |
| 1 | All construction activities including vegetation removal, trenching, drilling, etc. with the exception of areas within 1,000 feet of three cultural resources sites on BLM-managed land | [October 25, 2023](https://ecorpconsulting-my.sharepoint.com/%3Ab%3A/p/ajohnson/ET2dqlnVNXJGi6qQTrfchLcB2T3uqzYkyB8B09R5SEOGhg?e=Y9b9P6) | [November 27, 2023](https://ecorpconsulting-my.sharepoint.com/%3Ab%3A/p/ajohnson/EXe7uhYLS1xKlcBNxCzmWKMBSiwoaip60ISzTbOzCa_aGg?e=p12OSo) |
| 2 | Two of the three cultural resources of prior concern will be avoided, and construction will not occur within 1,000 feet of the third cultural resource. | May 16, 2024 | August 10, 2024 |

**Minor Project Refinement Requests**

Zayo may submit Minor Project Refinement (MPRs) for project changes that are not major enough to warrant potential revision of the certified CEQA document. The CPUC will review any MPRs submitted by Zayo per the process described in the CMCRP. Each MPR request submitted for the project is listed in the table below.

|  |  |  |
| --- | --- | --- |
| Number | Description | Date of Approval |
| MPR #1 | Reroute MP 60.06 to MP 59.74 | 8/7/24 |
| MPR #2 | Reroute MP M51.6 to M51.2 | 8/7/24 |
| MPR #3 | Reroute MP m47.55-M47.75 | 8/7/24 |
| MPR #4 | Reroute to avoid two road crossings | 9/6/24 |

**Construction Monitoring Reports**

Monthly reports issued on construction progress as part of mitigation monitoring and compliance are listed here:

|  |  |
| --- | --- |
| **Construction Month** | **Associated Notice to Proceed** |
| [February 2024](file:///C%3A%5CUsers%5Cajohnson%5COneDrive%20-%20ECORP%20Consulting%2C%20Inc%5C2020-196.01%20Zayo%5CECORP%20Zayo%20Project%20Monthly%20Reports%20for%20CPUC%5CFebruary%202024%20Compliance%20Report_FINAL.pdf) | NTP 1 |
| March 2024 | NTP 1 |
| April 2024 | NTP 1 |
| May 2024 | NTP 1 |
| June 2024 | NTP 1 |
| July 2024 | NTP 1 |
| August 2024 | NTP 1 |

**Non-Compliance Reports**

Non-compliance reports (NCR) are issued by the CPUC to Zayo for non-compliance incidents. NCRs include a non-compliance level of 1, 2, or 3, depending on the potential or actual risk to environmental resources caused by the non-compliance event. More information about the levels and NCRs is included in the CMCRP.

|  |  |  |
| --- | --- | --- |
| NCR No. | Type of Incident/Resource at Risk | Level |
| 1 | Paleontology monitors not present when drill was entering into a paleontology monitoring zone. | 1 |

**Schedule**

|  |  |
| --- | --- |
| Milestone | Date |
| Applicant files Application and PEA | October 1, 2020 |
| Application deemed completed by CPUC | February 3, 2021 |
| Publish Notice of Preparation (NOP) | March 8, 2021 |
| Scoping Meeting | March 24, 2021 |
| Post Scoping Report | April 22, 2021 |
| Senate Bill (SB) 156 Exemption Report Available | June 2,2023 |
| CPUC Issues Decision | August 10, 2023 |
| Notice of Exemption (if CPCN approved) | August 14, 2023 |
| CPUC Issue notice to proceed and start construction (if CPCN approved) | November 27,2023 |
| Construction Initiation | January 2024 |
| Finish construction (10 months) | October 2024 (estimated) |