

Transcript of the Proceedings of:

**IN RE: DIABLO CANYON DECOMMISSIONING ENGAGEMENT PANEL PUBLIC MEETING**

September 20, 2023



**I M A G I N E**  
R E P O R T I N G

DIABLO CANYON DECOMMISSIONING ENGAGEMENT PANEL  
PUBLIC MEETING  
SEPTEMBER 20, 2023

CHUCK ANDERS: My name is Chuck Anders. I'm am the Facilitator of the Diablo Canyon Decommissioning Engagement.

And I'd like to welcome everyone to the 26th Public Meeting of the Engagement Panel since its inception in 2018.

This Panel Meeting is going to be both an in-person and an on-line meeting. We do have 12 panelists online in addition to the seven panelists that are here with us tonight.

The agenda, the presentations and the resource materials for this meeting they can be found on the Panel's website at [diablocanyonpanel.org](http://diablocanyonpanel.org) and folks online or even here can go there to get the resource materials that will be discussed here tonight.

Before we begin the meeting I want to turn this over to Panel Member Jerry Finn for our safety moment.

Jerry.

(Brief admonition by the Court Reporter.)

CHUCK ANDES: Reminder that before you speak please say your name so that our court reporter knows

1 whose talking.

2 So, Jerry Finn -- and the first time you  
3 speak, please spell your name for our court reporter.

4 MR. FINN: Thank you so much, Chuck.

5 Well, I'll give you a tour about safety.

6 Let's start with OSHA, which was going to  
7 make everybody shiver. Has declared that this month of  
8 September is the month of preparation for activities,  
9 for making sure that their safety plans and execution  
10 plans are up-to-date.

11 Our Diablo Canyon Independent Safety Panel  
12 Committee also decided to have their meeting in  
13 September. They did it last week. They had two days.  
14 Wednesday and Thursday, fully loaded with the reports  
15 from each of the sections of the Diablo Canyon. They  
16 got through with it late Thursday and they came back  
17 with their conclusions which is the Canyon had a very  
18 good year. Almost all the problems have been solved,  
19 mostly. And one surprise which was that the  
20 cross-section and the entry into the Harbor have been  
21 reduced to about one-half the size because of the sand  
22 that had been accumulated over the previous 38 years.

23 So, they are in the process of issuing a  
24 contract to haul that sand away and deposited it in a  
25 maritime -- let me say, to bottom of the ocean, and  
26 deposit the sand there.

27 But I think they really should take a look  
28 at Southern California where all those beaches have been

1 losing their sand and maybe they can strike some kind of  
2 a deal instead it costing us money to pull that sand  
3 out, we would get paid back and maybe even make a few  
4 bucks.

5 Other than that, things were very good for  
6 the Facility last year, and the Safety Commission  
7 Committee was pleased with it and you all should be  
8 pleased with it.

9 And from there I have a few things that you  
10 might think about having to do for the coming Spring.

11 Rainy season is coming up, so I've got well  
12 into this. The rain makes the roads slippery so you  
13 should maybe think about slowing down or at least, if  
14 you can stop on there.

15 The other thing is, is when you are driving  
16 and loading your family or kids in or neighbors, don't  
17 even start the motor up until everybody has got their  
18 seatbelt fastened. And most particularly before you  
19 ever leave the curb.

20 And you should have a cleared lane around  
21 your house in case, to protect it from fire, or make it  
22 a little more easy for the Fire Department.

23 And along with that the problems of trying  
24 to clean up you may be up on your ladder. Don't go  
25 climbing up on latter all by yourself. Get somebody to  
26 just stand around and make sure you don't fall off.

27 When you fool around with the ladder make  
28 when you can take care that you don't get caught up in

1 some electrical wires. You could light up very well for  
2 us.

3 Another thing to remember, I know your pets  
4 need something done for them, too, in an emergency. So  
5 don't forget them in the long hall.

6 That's about -- Oh, flu season is coming up  
7 now, and Covid 19 is starting to so do something to hold  
8 it back.

9 MR. ANDERS: Than you Jerry. And I want to thank  
10 you all and I want to thank kindly for Sharon Persapus  
11 for being here, and also the Fire Department for being  
12 here to support to Panel members and the public.

13 Our next agenda item is Scott Lathrop to  
14 welcome everyone and kick off the meeting.

15 SCOTT LATHROP: Thank you.

16 My name is Scott Lathrop. L-A-T-H-R-O-P,  
17 for the Reporter.

18 It's my pleasure tonight on behalf of the  
19 Panel to welcome everybody to this meeting online and in  
20 person.

21 We believe we have a some presentations  
22 that are very important tonight and we hope to generate  
23 a lot of discussions as we go forward.

24 Before we jump into any of the  
25 presentations I want to kind of go over our overall  
26 agenda to give you kind of the roadmap as far as what  
27 we're planning to do this evening.

28 The first part of the meeting tonight will

1 be presentations by two Panel members giving you kind of  
2 the background of how we got here and what's in the  
3 future for the Diablo Canyon Lands.

4 And then what we're going to do is hear  
5 from State entities, State agencies that are going to be  
6 playing a big part with the Tribal Lands issues as they  
7 go forward.

8 And once we -- you know lost my agenda --  
9 as we go down the Agenda we will hear from PG&E, a  
10 little short update on Decommissioning prior to taking a  
11 break and then when we come back from the break we will  
12 open that up to the overall public for comments and  
13 questions and go down that path.

14 And then we'll kind of wrap up the overall  
15 night with the additional opportunities to show or  
16 explain what we're going to be looking at in our next  
17 Board meeting, our next Panel meeting. That's.

18 So what I would like to do is go ahead and  
19 get started and we'll see if we can que up the overheads  
20 here. Oops, lets go back one.

21 My portion of the presentations is going to  
22 be covering, essentially, three items. It was  
23 originally going to be primarily talking about land  
24 ownership and Panel recommendations, but I thought it  
25 might be good just to kind of do a little recap as far  
26 as the Panel in general, as far as the Panel  
27 establishment and then Mission Statement and, of course,  
28 our overall vision that we have.

1                   So that's kind of like what I'm going to be  
2 covering as we go forward. I wanted to zero in on the  
3 establishment of the Panel.

4                   A lot of people probably in the community  
5 are thinking, well, how did this come about? What is  
6 this all for? Well, I see it as one of the major items  
7 that this Panel came together was simply the land.  
8 There was a lot of interest back in 2015, 2016 when  
9 there was a lot of discussion about decommissioning of  
10 the Plant, what was going to happen with the Lands.

11                   And so out of the process of the -- out of  
12 the CPC process and Nuclear Decommissioning tri-annual  
13 processing there was a directive that came out of that  
14 process. That basically directed PG&E that they could  
15 not liquidate, could not sell, could not deal with the  
16 land unless there was local community input to talk  
17 about what should be best for the land.

18                   And so that's one of the primary reasons.  
19 I know that PG&E would say there's other reasons why the  
20 Engagement Panel came together. But from my  
21 perspective, that's one of the major items.

22                   And so you can see that and May of '24, May  
23 24, 2018, that's when the Panel was actually initially  
24 established with adoption of its Charter, and we set off  
25 on goal to essentially provide information or be the  
26 conduit between the Community and PG&E and any of the  
27 Regulators.

28                   And so that's kind like how it began, and,

1 of course, one of the major things I wanted to point out  
2 in the Panel's Mission Statement. I'm not going to read  
3 the whole thing, but basically what it's saying is that  
4 we are asking as an information conduit between these  
5 different entities. We really have no authority to do  
6 anything. We do make some recommendations, but, again,  
7 they are recommendations.

8                   And so, again, it's an Independent Panel.  
9 We want to make sure that people understood that this is  
10 an Independent Panel. It's not governed by PG&E or  
11 anything else. It is something that we do stand alone  
12 on our own.

13                   So out of that work in 2018 through roughly  
14 2019 the Panel that was established at that time did  
15 quite a bit of work putting together this Vision  
16 Document and the subject matters reviewed in this Vision  
17 Document are over there to the right, and I highlighted  
18 the ones that we're going to be speaking about tonight  
19 and, of course, as we get into the conversation of the  
20 comments where hopefully you'll limit your comments to  
21 these two issues. This is what we're here for tonight,  
22 not to take any other kind of input. We want to make a  
23 good use of everyone's time as it relates to these  
24 items.

25                   So, again, we'll be talking about those two  
26 items in red. The document that you see is online, our  
27 Panel has a website. You'll see it online. It's a  
28 fairly large document. You'll notice that it was



1 originally adopted by us in 2018.

2 This document has been sent to the CPUC.  
3 The County has it. Almost every regulator either has  
4 this or can easily get this document.

5 And we really do believe that this is the  
6 voice of the Community.

7 There's a lot of things in there that some  
8 may not agree with. Maybe even on the Panel, but we  
9 believe it's the voice of the Community that we put  
10 forth. And that's essentially our charge.

11 So with that, I'm going to go ahead and  
12 start with what's on the agenda, talking a little bit  
13 about the Diablo Canyon Lands.

14 Essentially, Diablo Canyon Lands are five  
15 tracts of land. No doubt in each one of these tracts  
16 there are several different legal parcels. But whenever  
17 we're talking in the community it's essentially boiling  
18 down to these five areas.

19 If you look to the North there in the  
20 yellow portion, that is considered the North Ranch  
21 Properties. And what's interesting about the  
22 North Ranch Properties is that the property is actually  
23 owned by the PG&E Utility Company. And that's an  
24 important distinction simply because of the yellow is  
25 the one that has a primary -- I want to say the  
26 Tribal Land Transfer Policy primarily covers that area.

27 Now, there has been some discussions at the  
28 CPU level that other areas that are owned by PG&E's

1 subsidiaries would have to have some consideration for  
2 the Tribal Land Transfer Policy. But officially it's  
3 only the yellow area that the Tribal Land Transfer  
4 Policy comes into play.

5 You'll see that there's Parcel P and kind  
6 of that orangy-colored or red-color in the middle. That  
7 is essentially the site of the Diablo Canyon Power Plant  
8 and we have some slides later on that will drill down  
9 into that area and you can see it a little bit better.

10 We have the South Ranch. That area is  
11 particularly important to Tribal Groups because we know  
12 of a village site that has been identified on that  
13 location that actually have won awards for that site, a  
14 restoration kind of award.

15 And then we have Wild Cherry Canyon, and  
16 you probably heard alot about Wild Cherry Canyon in the  
17 news because there is -- still this little legal battle  
18 happening, and that is kind of going down it's own path  
19 and we do all hope that that would be resolved sooner  
20 than not.

21 So that kind of gives you the big picture  
22 as far it the parcels. You may ask, well, what's the  
23 green around it? Essentially, those are owned by State  
24 Agencies. You can see Montana de Oro State Park. And  
25 so that kind of gives you the lay of those lands.

26 I have to say it's beautiful, pristine  
27 land. One of the benefits of having the Power Plant  
28 there is that this land has been protected because of

1 the limited access to the overall area. It's a  
2 beautiful place.

3 So let's move on and go to the next section  
4 of my presentation primarily zeroing in on our Vision  
5 for that overall land.

6 If you go to our document or Vision  
7 Document it starts on page 105. You can see it's a  
8 Subsection (c), Diablo Canyon Land Recommendations.

9 The overall document actually has three  
10 parts. It has kind of like our Vision and some goals.  
11 But then I only zeroed in on the recommendations and the  
12 items that have listed in the bullet points here are a  
13 summary of each one of those items.

14 If you went to the document you'd see there  
15 was a lot more words as far as this trying to define  
16 what we're trying to do. But I think the message as  
17 what we're trying to do.

18 First of all, when we look at  
19 Diablo Canyon Decommission Engagement Panel, this was  
20 something that was high on everybody's list, and that  
21 was as soon as -- we believed as soon as the document  
22 was submitted to the CPUC that PG&E actually met their  
23 commitment of having that Public Engagement.

24 And so this is why this bullet reads "PG&E  
25 is to seek permission from CPUC to proceed with  
26 conservation discussions with conservation entities."

27 And so we were hoping back when this was  
28 originally presented that that would free up PG&E to

1 have discussions with conservation entities to try to, I  
2 want to say, put the land into Conservation sooner than  
3 even Decommissioning at that time.

4 If we're taking a look at Land Stewardship,  
5 there's some bullet points there. PG&E to ensure Land  
6 Management Access Plans for Diablo Canyon Lands included  
7 in any land transfer.

8 So the thinking was that would be a  
9 condition of sale, that before someone could purchase it  
10 or transfer it that would have some conditions on the  
11 land.

12 Looking At Bullet No. 2, "PG&E to share all  
13 existing information biological, geological  
14 archaeological data for future conserve."

15 The idea there was, well, why create the  
16 wheel? There's information there. It should be passed  
17 onto whoever may be the new owner of that conservation  
18 group.

19 And then PG&E to record pending deed  
20 restrictions of the 1,200 acres near Point San Luis.

21 There was an opportunity several years  
22 back, I guess it was the steam generator, I think that's  
23 what the project was. There was a condition that PG&E  
24 was going to put this heat restriction on some  
25 properties, and I'm not really sure, maybe PG&E can  
26 clarify, but I believe that process is pretty well  
27 completed and or real close to being completed, if not.

28 Yeah, so I should have put that one in

1 read, so that one is done, right?

2 Then moving on continuing with other  
3 recommendations for the land. Now we got into a  
4 subtitle or subcategory of Land Transfer And Use.

5 Now this is dear to my heart since I'm  
6 involved and represent the Native groups.

7 Transfer of Diablo Canyon land still  
8 governmental. And I'll underline two times Native  
9 American Group or Land Conservation Entity.

10 And so as far as -- the Vision of the  
11 Panel, as far as how they would seek ownership of land  
12 in the future. PG&E to publicly announce an intent to  
13 collaborate with Conservation entities. That would be  
14 something fantastic to see sooner than not.

15 PG&E Eureka Energy, I should have  
16 addressed it in the Lands. The South Ranch and  
17 Cherry Canyon and also Parcel P, the ownership is by  
18 Eureka Energy which is a subsidiary of PG&E Corporate.

19 So here we're saying the reinstatement  
20 negotiations with interested conservation of these three  
21 different properties.

22 Begin design of the two multi-use trails,  
23 Coastal and Inland.

24 Beginning to consider transfer of land  
25 north of Harbor Terrace, Port San Luis Obispo Harbor to  
26 essentially for the use of the District there for  
27 storage. That was something that came up in the  
28 discussions then.

1                   Going to the next slide kind of finishing  
2 up with the overall recommendations of the surrounding  
3 lands.

4                   Cultural heritage. Insure the protection  
5 and preservation of sacred Native American sites.

6                   Provide, land cultural heritage,  
7 educational opportunities.

8                   Land transfer. I love this one. Land  
9 transfer to Native American Tribe, including a  
10 conservation easement allowing limited land development.

11                   And then "Native Americans and PG&E explore  
12 ways that land conservation manage public access and  
13 Native American lead land stewardship can be achieved."

14                   So those were the recommendations in those  
15 different categories that came from the Vision Document  
16 or came from the Panel. I probably should having also  
17 addressed that the Vision Document, and I would say is a  
18 living document meaning it is -- we do revise it as we  
19 gain more and more information and more input from the  
20 Community. In fact, if you look at the cover you'll see  
21 that it was revised several times since 2018.

22                   So with that I want to move on to the next  
23 section, and that is re-purposing of Diablo Canyon  
24 facilities. That's right there in the land but most of  
25 the recommendations kind of are facility specific, but  
26 I'm going to go through them anyway.

27                   Existing facilities PG&E to re-purpose as  
28 many buildings as viable. The thinking there is you

1 have an asset and why just tear it up?

2 Why blow it up or, whatever? Why not try  
3 to figure out a re-purpose of that. It would also save  
4 dollars in the Decommissioning process.

5 PG&E in conjunction with the appropriate  
6 parties determine allowable uses. In other words, try  
7 to figure out what's the best uses, and what would the  
8 County allow to happen out there. That would be the  
9 idea of kind of creating the marketability of the  
10 property or any future tenant/buyer of the property.

11 "PG&E to develop a process for  
12 receiving/re-purposing proposals as soon as  
13 appropriate."

14 That process has been also done and. I  
15 think you can find that on the PG&E's website. If you  
16 are interested in any of those assets there is a process  
17 that you can go through.

18 New construction or infill of Parcel P. It  
19 seemed to make some sense, that if you have vacant  
20 parking lots and things that that nature there may be  
21 opportunities to kind of expand on the overall campus,  
22 or I believe in one of or presentations we're talking  
23 about clean energy or clean innovation kind of program.

24 Article P, undeveloped land to be conserved  
25 as soon as possible. If you take a look at the slide  
26 you can see that a majority of the land has no  
27 structures on them, and so it seemed to make a lot of  
28 sense to the Panel that why put structures there? Why

1 not close that in to the overall conservation plant?

2 So that's the thinking there.

3 Future land use.

4 Restrict traffic through surrounding  
5 communities. We had a lot of discussions from the Avila  
6 Beach Community, about truck traffic and you name it.

7 And so when you think about expanding a  
8 site like that, you're going to increase trips so that  
9 was an item that was addressed for the re-purposing.

10 And then there was another item as far  
11 evaluating and maintaining of the De-sal Plant.

12 I guess last year or year before, you know,  
13 everybody was worried about water. Now we have lot of  
14 water. So it kind comes and goes, but that was  
15 something that it would probably appropriate to take a  
16 look at that.

17 Moving on the Marina. That was kind of  
18 like a special area of Parcel P.

19 Basically retain the breakwater or  
20 associated to the harbor and explore re-purposing  
21 opportunities.

22 That, I want to say to the majority of the  
23 Panel seemed to make lot of sense. There is a lot of  
24 destruction and a lot of costs of removing that overall  
25 breakwater and it just didn't seem to make a lot of  
26 sense and so that's why you see that as a  
27 recommendation.

28 "Recommend that PG&E required management of



1 the a harbor to be accomplished in a manner which is  
2 observed to preserve the natural habitat and allow for  
3 long-term maintenance to create a harbor for different  
4 boaters."

5 And then C. "PG&E continued to monitor and  
6 study the Harbor throughout the Decommissioning Process  
7 to assure that sensitive marine habitat is preserved and  
8 radiological contamination complies with regulatory  
9 levels."

10 And so those are the recommendations for  
11 that.

12 There is one last thing that we want to  
13 talk about. That is kind of specific uses.

14 Most of you have maybe not visited the  
15 Visitor's Center for Diablo Canyon. That is kind of  
16 like hooked at the hip with the plant and the land so  
17 there was some discussion about re-purposing and use of  
18 that facility. And then from the community, primarily  
19 from, I want to say, the economic development non-profit  
20 in the area. There was a lot of working of the  
21 recommendations on what to do with the existing Plant  
22 site.

23 So there is some specific uses.

24 We said Public Private Collaboration  
25 Research and Development Facility. Something similar  
26 like the natural labs could be something that could go  
27 out there.

28 Plant Site Facility, a Wildlife Habitat

1 Center, Recreational use. There's a series of things  
2 there that we highlighted that could be used for.

3 Long-term lease or purchase -- I like this  
4 one, again.

5 Long-term lease or purchase with favorable  
6 terms to Native American tribes. Use of existing  
7 facilities.

8 Then the Ontario Road facility. That's the  
9 Education Center, that highlights local history,  
10 Native American culture, energy, education and natural  
11 history. All will become kind of an educational center.

12 And then the Ontario Road Facility to be  
13 maintained for shuttle or bus service to Diablo Canyon  
14 Lands.

15 So that kind of wraps up my portion of the  
16 overall presentation. I know that am going to hand this  
17 off to Cara so we can go over kind of some of the recent  
18 things that are happening.

19 CHUCK ANDERS: Please remember to state your name  
20 and spell your name the first time that you speak.

21 CARA WOODRUFF: Good evening. My name is Cara  
22 Woodruff, w-O-O-D-R-U-F-F, and I'm hoping today to take  
23 a few moments to talk about the history of conservation  
24 and other activities on the land.

25 What's happening today, what is happening  
26 in the near future and what we still need to do to  
27 really achieve our goals out there on the land.

28 So can load this presentation up, please?

1           CARA WOODRUFF: Great. Okay, at this first sight.  
2 There is quite a long history of conservation and effort  
3 and other effort pertaining to the Diablo Canyon land,  
4 and it started back in 2000 when someone from SLO County  
5 Motors were asked to consider whether they wanted to see  
6 the landing surrounding the plant, the 12,000 acres  
7 conserved after Diablo closes, and some of the  
8 SLO County voters overwhelmingly said yes Conservation  
9 was their future and that passed by 75 percent by the  
10 voters of San Luis County.

11           Years later the strategic vision was  
12 adopted by the Panel and the staff went into some detail  
13 about that. In 2021 a group called the Friends of the  
14 Diablo Canyon Lands formed. That was 40 or more people,  
15 an organization that put together this conservation  
16 framework and if you're interested in that you find it  
17 at [diablocanyonland.org](http://diablocanyonland.org).

18           And then the next year a partnership  
19 proposal was put together by an alliance of groups, and  
20 that you can find at [www.yttnorthernchumashtribes.com](http://www.yttnorthernchumashtribes.com).  
21 And then finally this year the  
22 California Natural Resource Agency put together a  
23 Diablo Canyon Land Conservation and  
24 Economic Development Plan and Laquin Nguyen from the  
25 Natural Resources Agency is here tonight and she'll tell  
26 you all about that shortly.

27           But what I think is interesting, these five  
28 plans had considerable agreement in overlapping. They

1 all share these common elements. All of them advocated  
2 for conservation of all 12,000 acres of  
3 Diablo Canyon Lands. All of them advocated for  
4 sustainable attempt including trails that's a coastal  
5 trail and an interior trail.

6 All of them also envision future ownership  
7 of the Land transferring away from PG&E to public  
8 non-profit or tribal entities and all of them were  
9 either silent on or advocated for re-purposing or other  
10 economic and green development on the 600-acre Parcel P.  
11 And that's pretty extraordinary when you think about it  
12 over these last 23 years the measure of plans that have  
13 been adopted or essentially saying the same thing. And  
14 it's that the stories are all on the same page in is the  
15 community.

16 So, we've already had some conservation  
17 successes and there are three listed here.

18 You may recall back the 1993 the Pacho  
19 Coast Trail was established, and this is a guided  
20 3.75-mile or 9-mile round-trip hike with the trailhead  
21 at Port San Luis.

22 If you're interested in taking this trail  
23 it's just absolutely stunning. Just beautiful. Just  
24 simply google that Pacho Coast Trail. And you'll see  
25 the direction on how to take advantage of that this.  
26 This trail was established by the Coastal Commission  
27 under a permit condition for PG&E's training and  
28 simulator building. And then in 2007 a second public

1 access trail was established. It's the 6.6-mile  
2 round-trip hike that you access through Montana de Oro  
3 Park called the Point Bushon Trail. It's open  
4 Thursdays -- and also if you want to see that trail it's  
5 very easy to get to. You just simply Google  
6 Point Bushon Trail and you'll get all the details.

7 This was also established Costal Commission  
8 pursuant to a permit condition for a PG&E's Systancing  
9 which is their path (unintelligible) to a storage  
10 facility on cite.

11 And all of these three changes that were  
12 mate to advance this conservation vision are a  
13 perpetuity. So those are completed very exciting.

14 Right now we have a couple of activities  
15 going on that will take us even closer to conservation  
16 and public access and tribal ownership and state  
17 ownership of the Diablo Canyon Lands.

18 The first is a topic that came up at the  
19 last meeting of the Engagement Panel. As you recall the  
20 San Luis Obispo County Planning Department just issued  
21 draft EIR for the decommissioning of the Plant and it's  
22 a permit condition for the Diablo Canyon's  
23 decommissioning. DCH required to record a an  
24 irrevocable offer to dedicate a public access easement  
25 to create a Diablo Land connector trail that would  
26 stretch across Diablo Canyon Lands.

27 The permit conditions also would require  
28 PG&E to locate the trail to avoid sensitive resources to

1 develop the trails off this path, permit and construct  
2 the trails and insured implementation and management of  
3 trail programs in perpetuity.

4 So this draft the document has been out  
5 number of weeks now. The comments are due on  
6 September 25th, so if you care to weigh in on this  
7 permit condition or otherwise check out that website by  
8 the San Luis Obispo Planning Department.

9 The other activities that's pend is

10 But thanks to a Budget allocation that was  
11 really advanced by Assembly Member Adams and Senator  
12 Laird \$10 million were set aside to move us further down  
13 the Conservation and Public Access Trial.

14 So the first \$5 million will go to the  
15 State Coastal Conservancy for the purpose of the  
16 developing a conservation easement across all  
17 12,000 acres, to match future coastal and interior trail  
18 locations. That's Tribal outreach efforts to undertake  
19 pre-acquisition tasks of Wild Cherry Canyon prior to its  
20 transfer to a State Agency.

21 This is Item 8 on the Adgenda tonight and  
22 Chris Chapman from the State Conservancy is here and  
23 she'll make a presentation on that.

24 Then the there's a second \$5 million which  
25 has been allocated to Go-biz to support planning, re-use  
26 and redevelopment of the 600-acre parcel piece of the  
27 plat site. And that's itemized onto my Agenda.

28 And before going on the next item I just

1 wanted to mention, if you take a look at tasks assigned  
2 the State Coastal Conservancy with their \$5 million,  
3 there is significant overlap between duty on that  
4 allocation with the perfect condition that's contain in  
5 the draft ERR, and so in other words, the ERR is saying  
6 you have to do PG&E a fair amount of trial work, and  
7 State Coastal Conservancy Grant also has to do a fair  
8 amount of trail work.

9           So there is some redundancy there, that I  
10 think will have to be addressed in the future.

11           So if everything that is pending goes  
12 through for fruition, there is still a number be of  
13 steps that still have to be taken to satisfy the Vision  
14 that was articulated in those five plans that have been  
15 developed over the last couple decades.

16           So the first one is actually recording the  
17 Conservation Easement. The State Coastal Conservancy  
18 Grant would prepare a draft easement, but actually would  
19 have to be recorded on the land.

20           We'd also have to transfer South and North  
21 Ranch, and I think the consensus is largely that it  
22 would be end up in Tribal ownership, then we'd have to  
23 transfer Wild Cherry Canyon to State Ownership. That's  
24 a little complicated by a pending litigation, but  
25 hopefully, we get to through that.

26           Then finally we would need to promote local  
27 jobs in our regional economy with Green Economic  
28 Development on Parcel P.

1                   So in wrapping up how will we get there?  
2                   How will we achieve these last steps?

3                   Well, I can think of three ways right off  
4                   the bat. First of all, with this  
5                   Environmental Impact Report the permit condition that  
6                   has been articulated by the County which would create  
7                   some new trail locations, this will implement some of  
8                   this vision. And, in fact, maybe because there is  
9                   overlap of interest between what PG&E is required to do  
10                  and what the Coastal Conservancy might do, it may be  
11                  that some of the tasks that PG&E will be tasked to do  
12                  will already be done by the time they get to that. I  
13                  think that there's some room for the (unintelligible) to  
14                  ask more of PG&E, plus to set aside some Grants for  
15                  conservation use. I know that some people have already  
16                  argued that on the record.

17                  Secondly, when PG&E applies for an  
18                  extension of their license to operate Diablo at the end  
19                  of this year, that application will be subject to  
20                  Costal Commission review under the Coastal Zone  
21                  Management Act, and they very well could impose  
22                  conditions on granting that consistency review much like  
23                  they proposed conditions on prior PG&E permits.

24                  And then finally an SB 846 which was passed  
25                  last year which is the Diablo Extension Bill  
26                  \$150 million were allocated at that time for  
27                  conservation and economic development. So we do have  
28                  some assets that could be available to complete this



1 conservation vision.

2 So I think there's great hope for the  
3 future. If we all are serious about protecting this  
4 land and ensuring public access there has never been a  
5 more important time to get involved and advocate for  
6 that. We've gotten so far now because of the tremendous  
7 and consistent public support for conservation and  
8 public access.

9 And I think that's how we're going to end  
10 up in a position where we can see all lands protected,  
11 respecting the Tribal's ownership and legacy of the  
12 Native Americans that lived here long ago and still do.  
13 And also to ensure that we all have public access to  
14 these lands.

15 And with that, I want to move on to the  
16 next part of our agenda which is from the Natural  
17 Resources Agency.

18 CHUCK ANDERS: Thank you, Cara.

19 The next item on the Agenda is a discussion  
20 of Requirements for Land Conservation and Economic  
21 Development Plan. And we're very pleased to have with  
22 us tonight the Laquin Nguyen who is the Deputy Secretary  
23 for Energy of the Natural Resources Agency.

24 LAQUIN NGUYEN: Thank you, everyone. My name is  
25 Laquin Nguyen, N-G-U-Y-E-N.

26 Thank you for inviting me to speak in front  
27 of you and present our Conservation and Economic  
28 Development Plan.

1                   So as Chuck said I'm the Deputy Secretary  
2 for Energy at the California Natural Resources Agency  
3 and I am providing you a brief presentation on the  
4 report that CNRA submitted to the Legislature in May of  
5 this year regarding land conservation of the land  
6 development of land surrounding in Diablo Canyon.

7                   So just a quick refresher on why we did  
8 this report Senate Bill 848 required CNRA in  
9 consultation with labor workforce and Development  
10 Agencies, Go-Biz, the Coastal Commission, the State Land  
11 Commission, the State Water Resorts Control Board and  
12 the Public Utilities Commission to develop a plan that  
13 supports environmental enhancement in access to the  
14 Diablo Canyon Power Plant Lands as well as Plant  
15 development of those Lands in coordination or and are  
16 consistent with existing Decommissioning efforts.

17                  COURT REPORTER: Excuse me! Will you please slow  
18 down a little bit when you are reading because you are  
19 talking so fast that your words are garbled and I cannot  
20 understand what you are saying. Slow down Please.

21                  LAQUIN NGUYEN: Yes. Thank you.

22                         So the Performance Report reviewed past and  
23 present Planning, Visioning and Public Engagement  
24 efforts as well as existing documents including this  
25 Panel to reach a decision.

26                         We also visited the area in January and  
27 February of this year to meet with Stakeholders  
28 including several State and Local Electives. California

1 Native American Tribes and environmental groups. At the  
2 other ended of it in February, we held a Public  
3 Listening Session to hear from the Public on their  
4 concerns as well as their interest related to the future  
5 use of the Diablo Canyon Lands.

6 And so what have on this slide are the main  
7 themes that are the comments that we heard.

8 So we heard return of Diablo Canyon Lands  
9 to YTT.

10 Durable economical conservation of the  
11 Diablo Canyon Land.

12 Leadership of Diablo Canyon Land by Public  
13 Entity.

14 Continued managed public access.

15 Expansion of California Coastal Trail via a  
16 carefully placed extension.

17 Reuse of Parcel P for cool energy  
18 innovation to support economic development.

19 Avoiding the cost of implementing the Plan  
20 from carrying over to the County.

21 And continued engagement with the County  
22 and Community.

23 So based on what we heard we put together  
24 to support that identified guiding values to consider  
25 any decision-making process around the future and use of  
26 the Diablo Canyon Land.

27 So those on the side are those guiding  
28 values, and while I listed Numbers 1 through 5 if this

1 is not a blank order of priority we consider you all  
2 these of values to be equally important.

3 So this is what we heard from the public  
4 and during conversations with stakeholders. So I'll go  
5 through each of them one at a time and then provide a  
6 little bit more detail on how we came up with that  
7 value.

8 So the first value is posture that are  
9 robust conservation of environmental and cultural  
10 resources with appropriate public access, where we heard  
11 very clearly the importance of conserving environmental  
12 Coastal resources at Diablo Canyon Lands while also  
13 protecting existing access.

14 We also heard a desire to expand public  
15 access that managed public access while also still  
16 protecting the Environmental Cultural Resources.

17 So there was also support of a strong  
18 Conservation Easement or some other appropriate legal  
19 instrument that would ensure conservation as these  
20 resources and value, as they value also making sure that  
21 the conservation easement or whatever legal instrument  
22 that would be, would be developed in consultation and  
23 with that conversation with other entities. So it would  
24 be other Local Native American tribes and NGO and  
25 others. And then also we heard that, um, we her heard  
26 that, you know, this needed to be in perpetuity and that  
27 any managed access should also been included within that  
28 conservation easement.

1                   And so the second line of value is to  
2 support transfer of ownership to North Ranch and  
3 South Ranch to California Native American Tribes. And  
4 Tribal ownership and stewardship was a critical  
5 component of the future land use during the  
6 conversations that we had, and California's policies  
7 supports where possible for turning Ancestral Lands to  
8 Tribal Stewardships.

9                   The third guiding value is expanding  
10 existing managed public access of the Diablo Canyon  
11 Land. So in California we have a longstanding goal to  
12 expand access to the California Coast for all  
13 Californians, and many groups and leaders are  
14 emphasizing the possibility of maintaining and hopefully  
15 expanding recreational access to the Diablo Canyon  
16 Lands.

17                   So because there are many critical cultural  
18 and mandatory pushes on these Lands, it's really  
19 important that we think those actions should be  
20 thoughtfully developed as well as managed.

21                   So overall we over already heard  
22 (unintelligible) Wild Cherry Canyon an interior trail  
23 connecting Wild Cherry Canyon and Montana de Oro are  
24 through the Irish Hills, and to carefully put the  
25 extension of the California Coastal Trail connecting  
26 with Point Bushon Trail to Pacho Coast Trail.

27                   The fourth value is to enable reuse of  
28 Parcel P for recent economic activity, including a clean

1 tech incubator while protecting cultural environmental  
2 learning on that site.

3 As noted earlier Parcel P is already  
4 industrialized and has existing infrastructure so we  
5 had -- in our conversations we have had advised  
6 opportunity to reduce it certain kinds of job openings  
7 that started the Decommissioning of the contract with  
8 new jobs.

9 So there was a lot of support for reusing  
10 Parcel P to establish the partial code in key regions to  
11 clean energy developed, and during the conversations we  
12 also realized that depending on our future scope of that  
13 reuse, the gulf would be per use, meaning potentially  
14 you could be have facilities on Parcel P while the Plant  
15 was still operating, or while being Decommissioned.

16 And in the fifth value is explore transfer  
17 of ownership of Wild Cherry Canyon to State Parks. The  
18 State Parks is the only public land manager in the  
19 vicinity of Diablo Canyon. They already manage  
20 Montana de Oro State Park as well Avila State Beach.  
21 And so we heard interest from regional State corners and  
22 transferring ownership of Wild Cherry Canyon to State  
23 Parks and for helping to Stat and recreational  
24 opportunities transferring ownership of  
25 Wild Cherry Canyon to State Parks for helping to expand  
26 recreational opportunities, as well as making sure it's  
27 maintained.

28 And something that we also mentioned and

1 discussed was making sure that there was a Tribal and  
2 Conservation Easement on the Wild Cherry Canyon Parcels  
3 to ensure that tribes also have access to  
4 Wild Cherry Canyon.

5 So that went by very quick. As the Court  
6 Reporter noted, I very quick at run through.

7 I would be happy to answer any questions.

8 CHUCK ANDERS: This is an opportunity for the  
9 Panel to ask questions or make any comments and if any  
10 of the Panel members that are participating online have  
11 a question please raise your hand.

12 LAQUIN NGUYEN: I just have a quick comment.  
13 Could you tell people how to we access --

14 COURT REPORTER: Excuse me. Who is speaking?

15 LAQUIN NGUYEN: Yeah, there's actually on the left  
16 side I didn't click too, but on the resources website is  
17 resources.ca.gov forward slash, "initiative," forward  
18 slash, "transitional clean energy."

19 And there will be a tab for SB 846, the  
20 report can be found there.

21 UNIDENTIFIED SPEAKER: I have a question there was  
22 on limit development about the YTT Tribe, and I was  
23 wondering if there is has been any detailed, discussion  
24 about what that development might involve? Are we ever  
25 going to have a Twenty-Story Casino on Parcel P, or  
26 would anything like that happen? I would think it would  
27 be great if they could have Community Development of  
28 some kind since they occupied those lands at some time,

1 but, you know, what how limited is limited?

2 Do you have any ideas about that?

3 LAQUIN NGUYEN: In our conversations in this  
4 document, we do renditions as to what project  
5 specifically should happen or not happen.

6 Parcel P specifically we thought address  
7 similar to the development. A lot of conversation was  
8 related no some type of clean-type incubator or hub to  
9 support, you know, clean energy.

10 So, for example, like optional wind was  
11 suggested.

12 So for -- again, because it's already in an  
13 industrialized site we thought that would be a good  
14 opportunity to be on the breakwater. We were thinking  
15 again this clean energy or clean incubator.

16 In terms of development of the other areas  
17 of the Diablo Canyon Land, in terms of, like, what  
18 development should happen there I think there was strong  
19 support for some sort of conservation easement to  
20 protect the land as is. So I thought about expanding  
21 public access. It was really about recreational  
22 opportunities, so expanding the public open trials and  
23 making sure they were managed access as well.

24 So that, again, is not just unfettered  
25 access that can potentially damage Natural Resources.  
26 But we are -- the value that we're thinking of were,  
27 again, related to expanding trials and recreational  
28 opportunities.



1 CHUCK ANDERS: So is the development of Parcel P  
2 being limited specifically to Clean Energy Development  
3 maintaining the great infrastructure that's there and  
4 making use of that for offshore wind and other,  
5 potentially -- see I want to talk, so I'd be happy to  
6 have you the jump on in this, Scott.

7 LAQUIN NGUYEN: So THE report, itself, doesn't say  
8 what needs to happen at that Parcel P, or what should  
9 happen. All these are deciding values so when you --  
10 when there is future decisions then you are related to  
11 what happens to with those parcels. Our -- what we're  
12 proposing is what should be thought of there is  
13 something that encourages a development at that area,  
14 because there's already the infrastructure there,  
15 because of that unique site it would be also for it to  
16 be a clean tech incubator or some kind of an innovation  
17 park, but we don't look at limitations for what could be  
18 there.

19 CHUCK ANDERS: So potentially some of the  
20 existing office buildings are going to be turned into  
21 hotels? Or would they only be commercial like incubator  
22 type?

23 MR. NGUYEN: If the true decision makers were to  
24 decide that they wanted hotels to be here, they could.

25 CHUCK ANDERS: Will Almas has a question on the  
26 line and then Linda and then Patrick.

27 MR. ALMAS: Yes, this is Will Almas, A-L-M-A-S.

28 Mine is more of a comment than a question.

1 But I would encourage California Natural Resources to  
2 consult with the various tribal entities during the  
3 early stages of planning and determine the appropriate  
4 tribal entities to proceed with planning and ultimately  
5 land transfer.

6 To involve all of the different entities  
7 that may claim a portion of the area or cultural  
8 heritage in that area would be an almost impossible job  
9 going through planning processes and then into a land  
10 negotiation. I know that there are more than -- there  
11 are more than eight and I think it's more than eight,  
12 more like in the teens, of tribal entities that do have  
13 and have expressed interest. So I hope that that can be  
14 done, and that my comment can be considered when you get  
15 into that planning process with the \$5 million that are  
16 allocated for it.

17 Thank you.

18 CHUCK ANDERS: Linda, Patrick and then Cara.

19 LINDA SEELEY: Thanks for your presentation.

20 Two things I was about to say.

21 You just said, future decision makers could  
22 decide, yes, that there can be hotels there, or kind of  
23 commercial development on Parcel P. And I'm wondering,  
24 No. 1, who those future decision-makers might be.

25 And then, No. 2. I want to disagree with  
26 what Bill Almas said about the -- I think he just said  
27 that -- he just the Department of Natural Resources  
28 should decide like a particular entity to -- a tribal

1 entity to take ownership of the land. I don't think  
2 that's a realistic -- I think it would be -- I don't  
3 think that's the job of -- I think that has to be  
4 negotiated internally among the different Tribal  
5 entities and that should make the decision.

6 And that's all. I wanted to spell my name  
7 I forgot to do it, S-E-E-L-E-Y.

8 Thank you.

9 LAQUIN NGUYEN: This is Laquin Nguyen,  
10 N-G-U-Y-E-N.

11 If I could just respond to your two  
12 comments. So the Resources Agency got \$5 million to  
13 support the Conservation of the Diablo Canyon Land.  
14 That was given to us to budget that we were given the  
15 ability to transfer that to the Conservancy so the Board  
16 would take that work.

17 So I don't want to steal Trisha's thunder  
18 but you'll hear from her and what that was going to  
19 entail but, you know, that \$5 million, I think that  
20 we're anticipating that we're actually just supporting  
21 looking at, like, what is feasible in terms of  
22 conservation of that land.

23 And so this will be more facts like more  
24 studies, fact-finding. There will be no actual  
25 decisions made out of it in terms of, this is what the,  
26 you know, the exact, like, order of conservation will  
27 be. This will be the information to feed into that  
28 process.

1                   In terms of future decision-makers are for  
2 the future re-use of Parcel P, that is a good question.

3                   I can imagine it will be the Legislature  
4 directing us what to do with Parcel P.

5                   Again, when I said that, you know,  
6 theoretically a hotel can be at Parcel P. I didn't mean  
7 a hotel would be there. What I was saying is that our  
8 document is guiding value. So there's -- it's  
9 information for people to consider as they're deciding  
10 what to do on that land.

11                   So, again, it's based off of the years of  
12 existing efforts and documents have already happened  
13 within the community. It states on sacred holder  
14 feedback and public. It really just sensitized all the  
15 information that's out there and providing a nice little  
16 package for somebody who, again, is proceeding with  
17 decision making to take into account.

18                   CHUCK ANDERS: Thank you.

19                   I just need to remind everybody you only  
20 need to spell your name first time. There's a video  
21 record of this also. And then the Court Reporter can  
22 listen to the video and see who was speaking.

23                   So Patrick, you have a question.

24                   PATRICK LEMIEUX: Good morning. This is  
25 Patrick Lemieux, L-E-M-I-E-U-X.

26                   So I wanted a co-verse to turn to, but to  
27 what was hearing all this time I also thought of the  
28 event pressure there must be for hotel developments on

1 that side down the line, and I just hope the project  
2 continues to be transparent as we moved forward, and  
3 that we hear from both within the Panel and the  
4 Community what the stakeholders are and that what they  
5 are proposing.

6 But on Parcel P there really is an Elephant  
7 there in the Decommissioning process. In my  
8 understanding it has not have resolved, and that's the  
9 UCC.

10 And to preempting Cara from her previous  
11 comment, there is two "I",s in this entity an neither  
12 one on them stands for "interim."

13 It's conceivable that a broadcast can  
14 constitute a permanent repository of nuclear fuel  
15 because there is no other. So how do all these plans  
16 jive with the possibility that these casts are there for  
17 a long, long, long time.

18 LAQUIN NGUYEN: So I think it really depends upon,  
19 like, what plans are for re-used at the site. I know  
20 there is a lot of Community input and guidance and  
21 thoughts on what should be done at that time.

22 I think they are all considering, you know,  
23 if that is that reveals there and definitely refer on a  
24 short of amount of time, and what we found out through,  
25 like, in -- I guess, conversations, though, is there are  
26 limited activities that could take place on Parcel P  
27 that could happen while that land is there, while you  
28 have that in the nuclear field there. But that's a good

1 question in terms of long-term, what can you actually do  
2 on that site?

3 I think PG&E would be responsible for that  
4 nuclear field as long as it's there. I think any future  
5 development for Parcel P would probably have to be done  
6 in consultation of PG&E's insight as to maturity or  
7 other limitations they have around use of that site, as  
8 long as that nuclear fuel is there.

9 CHUCK ANDERS: Cara, do you have a question?  
10 Anyone else?

11 MR. ALMAS: Yes.

12 CHUCK ANDERS: Go ahead, Will.

13 I wanted to clarify what I commented on  
14 earlier. The -- I said Tribal Entity or Entities.

15 Now, my idea there is just that you can't  
16 bring 12 or 15 different entities into a room and  
17 actually have meaningful decisions on planning of an  
18 area, and that assumes that tribal entities will be  
19 brought in during planning efforts and not after it's  
20 all done. So, you know -- and present it as a plan.

21 So want to -- I wasn't necessarily  
22 specifying one entity, but there has got to be a way of  
23 narrowing it down to less than those that are on the  
24 list for the potential consultation.

25 Thank you. Any other comments or questions?

26 Yes, Bruce.

27 BRUCE SEVERANCE: Bruce Severance,  
28 S-E-V-E-R-A-N-C-E. I did not spell it the first time.

1                   Scott, in one of his bullet points talked  
2 about monitoring radiological contamination in the  
3 marine environment in the Harbor there, and I guess --  
4 and I had asked somebody else from the State offline as  
5 to whether or not a specific State Agency is part of the  
6 planning that would provide another set of regulatory  
7 overlay on the monitoring of any kind of radiological  
8 contamination that may exist at the site.

9                   There is a historic site assessment that I  
10 believe was completed in 2017 by Black & Beach, and in  
11 that there is an interesting discussion of where  
12 radiology contamination could accumulate in different  
13 places, in sump pumps, et cetera, at the facility, how  
14 it my run off into the creek bed, et cetera.

15                   And then just about every section says we  
16 don't have data on that, and so my concern is that we  
17 may not have sufficient data at this time, but what it  
18 would normally be by required off a nuclear power plant.  
19 At least an historic site assessment to me, it looked  
20 like there's probably 18 sections of it that just says  
21 there are gaps in the data. We don't really know.

22                   So it seems to me that a lot more study  
23 should be performed and probably a regulatory agency or  
24 somebody that's got oversight from a regulatory agency  
25 to verify exactly what the conditions are outside at  
26 this time because that report is very thin on  
27 information.

28                   LAQUIN NGUYEN: A great point. I'm not sure where

1 that work is happening. I wish I had additional State  
2 college experience, but I know water board -- I can ask  
3 them, if they also have the regulatory role in any  
4 future permitting.

5 So maybe it's something they could do. I  
6 also saw a Coastal Commission Colleague. And they are  
7 real -- and they also have a permitting role so I if  
8 there is something I could bring back to them. Also,  
9 State Lands Commission, they also have a permitting role  
10 as well as for any, like, future re-use that may involve  
11 Parcel P. And so I think those are questions that I'll  
12 bring no them.

13 BRUCE SEVERANCE: Thank you.

14 And it seems that that kind of regulatory  
15 framework needs to be a condition of approval of  
16 whatever re-purposing plan is put in place, and I  
17 personally love the idea of redevelopment for an  
18 incubator clean tech applications, on-shoring power  
19 cables for offshore wind at that location.

20 All of that makes sense to me. And I very,  
21 very wholeheartedly supported of the economic  
22 development potential of the site and I don't think that  
23 every building should be disassembled and hauled away in  
24 a truck. It doesn't make sense to me.

25 So I think that there is a need for a  
26 coherent plan so that, you know, there's something of a  
27 hodgepodge of buildings and parking lots out there right  
28 now. It's not necessarily conducive to whatever the



1 future uses might be, and we should probably be  
2 collaborating with Cal Poly and other institutions like  
3 that to develop that Plant more thoroughly than we  
4 currently are. We're talking about it in broad-brush  
5 strokes right now. It would be great if, you know, I'm  
6 a contractor so I like a set of plans so you can really  
7 see what we're potentially looking at.

8 CHUCK ANDERS: Thank you, Bruce.

9 If there's no further comments or  
10 questions, thank you, Laquin, for traveling down here  
11 and participating in our meeting.

12 LAQUIN NGUYEN: Thank you.

13 CHUCK ANDERS: Our next speaker is Trish Chapman.

14 Trish is the Central Coast Manager for the  
15 State Coastal Conservancy and she is going to speak on  
16 the State Coastal Conservancy's role, and the recent  
17 \$5 million appropriation for Conservation of  
18 Diablo Canyon Lands.

19 TRISH CHAPMAN: Thank you. Trish Chapman,  
20 C-H-A-P-M-A-N.

21 And again, I am the  
22 Coastal Conservancy Central Coast, and also here tonight  
23 is our executive officer, Amy Hudsell.

24 First, I want to say I'm really excited to  
25 be here tonight. It's been I really long-held dream of  
26 the Conservancy to see the land around  
27 Diablo Canyon Plant saved for conservation and public  
28 access and now to have the goal of Tribal ownership in

1 management, it's really a once-in-a-lifetime project to  
2 be a part of and we're very excited and honored to have  
3 a role in it.

4 As has already been mentioned it's your  
5 statement that it includes \$5 million to support the  
6 development of conservation easements on the land  
7 surrounding the Plant and this money is the result of  
8 lots of time and energy that this community, your  
9 community, to create the vision of what you'd like to  
10 see when Plant then closes.

11 The Conservancy's goal with the \$5 million  
12 is to work with all of you to help achieve that shared  
13 vision for the Diablo Lands.

14 A portion of funds will be specific for  
15 Community Engagement and participating in the planning  
16 and this will including working extensively with the  
17 Tribes.

18 The Conservancy has a long history of  
19 working in and engaging with communities through our  
20 land conservation and public access grant program, and  
21 we welcome and encourage everyone to be involved.

22 The purposes of the Conservation Easement  
23 will be to ensure the long-term conservation of the land  
24 but it's also to identify the location of possible  
25 future trails or other limited development.

26 And to develop those easements we'll need a  
27 thorough understanding of the resources on the land so  
28 that sensitive resources can be protected from the

1 impacts of development, like trials.

2 To achieve this, this will need assessments  
3 of the natural habitat, cultural travel resources,  
4 geologic conditions and perhaps others.

5 As has already been discussed. We know  
6 that there are multiple regulatory processes are  
7 underway related to extending needs of the Power Plant  
8 and it's eventual Decommissioning.

9 We've begun coordinating with the involved  
10 State and local agencies to make sure that the State's  
11 \$5 million doesn't duplicate or subsidize any mitigation  
12 that PG&E is required to do as part of these processes.

13 So I don't know that it was clear that the  
14 \$5 million wasn't actually appropriated to us. It was  
15 appropriated to the Natural Resources Agency.

16 So among our next steps, the first one is  
17 to actually get the money to or Agency, and we're hoping  
18 this will be done by late Fall, but this is in the world  
19 of the Department of Finances, and out of our hands.

20 Our next task will be to develop a scope of  
21 work, or at least a stretch of a work for initial tasks  
22 and to bring on a consultant team to help us with the  
23 efforts.

24 And we will be coordinating with the  
25 Costal Commission, the County and other Agencies on the  
26 work that PG&E will be required to do and the pieces  
27 that we should pick up.

28 So, definitely, Community Engagement will

1 be a part of what Conservancy funding goes toward, but  
2 other things may be done by PG&E. For example, they may  
3 be responsible for some of the needed technical studies  
4 that I just mentioned and it's all very much in the  
5 early stages of being worked out, what we will spend the  
6 \$5 million on, what PG&E will be required to do.

7 Our lead for this, we have just one slide  
8 but will be Tim Duff who has been our long-time project  
9 Lead for San Luis Obispo County. And he's also our  
10 Statewide Lead for California Coastal Trail.

11 I think a slide will come up with both it's  
12 contact information in mind. He's on vacation this week  
13 or he absolutely would have been here today.

14 Please feel free to reach out to either of  
15 us if you have questions about the Conservancy's work on  
16 the project.

17 And in closing I want to express my  
18 appreciation and admiration for all the work that you  
19 all have done in developing and promoting this vision  
20 for the Diablo Land, and again, to just say we're super  
21 honored to be apart of achieving it.

22 So that was what I had prepared to stay.

23 I do have more questions. I want to  
24 address the question that came up from the Panelist  
25 online about the Tribal Consultation.

26 So as a State Agency we will absolutely  
27 consult with any Tribe on the  
28 Native American Heritage Commission list of tribes

1 recognized by the State of California that is interested  
2 in discussing the project. So we absolutely can consult  
3 and will consult with all of them, and in our ideal  
4 world I also agree that the best thing would be if the  
5 tribes together could jointly have a recommendation on  
6 what happens, and we will look to facilitate that with  
7 outside non-government facilitation and if that kind of  
8 agreement is not possible we will address that if we  
9 come to that point and see how we can best serve as many  
10 desires of the tribal community as possible.

11 CHUCK ANDERS: Thank you.

12 I don't have any questions.

13 Cara.

14 CARA WOODRUFF: Thank you, Trish.

15 I'm the District Director for Senator Laird  
16 and the reason I mention that is that Senator Laird  
17 served on the Board of the State Coastal Conservancy,  
18 and generally those meetings occurred at a time where he  
19 was not able believe to attended, and I'm usually there  
20 on his behalf, and so I've been a tending, I think, all  
21 the meetings for the last three years of your agency and  
22 I could not be happier about your agency, your group  
23 getting this, because I have been so incredibly  
24 impressed by the great projects that you fund, by your  
25 ability to handle public processes, and to get the  
26 communities engaged in the projects that you present.

27 And the projects, even your projects  
28 collection is just excellent. The projects you pick not

1 only have biodiversity as a major element, but you're  
2 always thinking about climate change and climate  
3 resilience and rising sea waters and working with tribal  
4 entities, and just think you're perfectly suited for  
5 this task and I'm glad you're going to be spending more  
6 time in town.

7 Any you mention that Tim Duff is going to  
8 be the Lead. That's also great news. Also you two will  
9 also be excellent.

10 We'll be involved. Tim, for all of you who  
11 don't know his name, he's been working on the  
12 Central Coast in San Luis Obispo County particularly for  
13 a couple decades now on pretty much every large  
14 Conservation project including Hearst Ranch Tim does  
15 have a huge part in it. So he's no stranger to the  
16 area. I just think you have a great team. I'm glad to  
17 be doing this.

18 Thank you.

19 CHUCK ANDERS: Thank's Cara. Any other comments  
20 from the Panel or the Panel members online?

21 MS. UNIDENTIFIED SPEAKER: This is a silly  
22 question. What's the difference -- I mean, like, the --  
23 okay. The Coastal Conservancy and then the  
24 California -- the -- Natural Resources Agency. What's  
25 the different -- what do you do that they don't do, and  
26 vis-versa?

27 CARA WOODRUFF: The Natural Resources Agency is an  
28 umbrella Agency or Parent Agency of multiple State

1 agencies that deals with Natural Resources, so we're one  
2 of this Agencies that are under them.

3 So they look at the whole thing. The whole  
4 gamut of natural resources are focus is really on the  
5 Coast and for Non-regulatory Agencies. So we provide  
6 funding and technical assistance to communities to do  
7 things to protect and restore the Coast and increase  
8 public access and prepare for climate change, all of the  
9 above.

10 MS. UNIDENTIFIED SPEAKER: That's a great  
11 question. There's a lot of confusion about the  
12 Coastal Conservancy versus the Coastal Commission, so  
13 maybe you can describe the difference there too.

14 TRISH CHAPMAN: Absolutely. Both Agencies  
15 eventually were a result of the Coastal Act, but the  
16 Coastal Commission is the regulatory agency, and then as  
17 I said, we are not. And the easiest way to describe it  
18 is we have similar big pictures goals, and there is the  
19 stick and we are the carrot.

20 CHUCK ANDERS: Any other comments or questions?

21 Thank you very much, Trish.

22 TRISH CHAPMAN: Thank you all.

23 MR. ANDERS: Our next speaker is going to speak to  
24 the Diablo Canyon Parcel P Economic Development.

25 And Kiana Pereia is on the line with us.  
26 And he is Senior Advisor for Business Development and  
27 Economic Development with the Governor's Office.  
28 Otherwise known as Go-Biz.

1 Kiana are you on the line?

2 MR. PEREIA: Yes, Sir. Thank you, Mr. Anders.

3 My name is Kaina Periea K-A-I-N-A  
4 P-E-R-E-I-A. I'm privileged to be her to talk about  
5 Go-Biz' role in relation to a \$5 million appropriation  
6 that is available to support to the costs used to assess  
7 the reuse of Parcel P at the Diablo Canyon Nuclear power  
8 Plant and the feasibility of pursuing any of the re-uses  
9 identified. These funds shall be made available through  
10 2027.

11 So I run the Business Development shop over  
12 at Go-biz which consists of the California Business  
13 Investment Services team which focuses on site selection  
14 incentive navigation and landing and attracting new  
15 businesses to California or expanding existing  
16 operations in California. So I also run the Office of  
17 Permit Assistance which does direct engagement business  
18 and permitting authorities across the Federal, State and  
19 Local landscape to assist them with potential needs or  
20 issues. And then also a team called the community place  
21 base solution steam which works with location  
22 Governments. And the Federal Government is trying to  
23 draw down additional state the Federal monies to local  
24 jurisdictions on community-led projects.

25 So I've been tasked the with utilizing at  
26 least \$5 million to assess the existing information that  
27 has been presently by the various studies that have been  
28 outlined by previous presenters including the 2018, the



1 restudy and the current one with CNRA.

2 It is our current position we are still in  
3 formulation of funding around however we are going to  
4 deploy these funds and we will definitely be seeking  
5 additional input from as many stakeholders and  
6 reasonable participants as possible. At this current  
7 time we are in position of really gathering information  
8 and attempting to understand how to leverage this  
9 information in the way appropriate to achieving the  
10 goals that are outlined in many of these plans, but also  
11 to test those on a feasibility scale.

12 So in many sense or many cases, as was  
13 mentioned by one of Panelists previously, there is a lot  
14 of interest in potential reuse but it's been at a more  
15 cursory level and our intent is to get a little bit  
16 deeper into the weeds on some of that.

17 That's my two cents at that point. If  
18 there is any particular questions or opportunities for  
19 me to give a little bit more.

20 CHUCK ANDERS: Any questions?

21 Scott?

22 SCOTT LATHROP: Yes. I was just trying to get  
23 more clarification as far that \$5 million is that  
24 specifically only for Parcel P, or could that be  
25 utilized to look another other area-wide --

26 MR. PIERIEA: Not to my knowledge.

27 MR. ANDERS: Any other questions or comments?

28 Bruce?

1 BRUCE (No last name): I just wanted to ask if  
2 there has been any discussion about collaborating with  
3 universities regarding architectural plans, development  
4 plans re-purposing the facilities that are there?

5 I know Cal Poly has been engaged in that  
6 type of project with undergraduate students and there is  
7 a research collaborative that focuses on green tech at  
8 the institute for Climate Leadership and Resilience at  
9 Cal Poly that has probably 50 different professors from  
10 every different profession. From engineering to  
11 community development that could be engaged, and get  
12 their classes engaged on a project like this. It would  
13 leverage your \$5 million significantly.

14 MR. PIERIEA: So we don't have any direct plans  
15 for what's used explicitly but I would be interested in  
16 hearing an opportunities over the leveraging towards  
17 those aims.

18 This guiding language that we have to  
19 pursue any re-uses identified which is pretty broad  
20 language, so I think that we would have to have those  
21 dialogues with those parties just to see what they in  
22 possible world looks like.

23 CHUCK ANDERS: Any other questions are comments?

24 Linda.

25 LINDA (No last name): Thank you for coming. How  
26 do you decide who those entities are going to be? Who  
27 decides and how is that done?

28 MR. PEREIA: So, our typical way of awarding funds

1 would be through a public RFD process which would  
2 basically put out a scope of work as to what we're  
3 trying to identify or what we're trying until get an  
4 answer to. We would be using outside parties, go-biz,  
5 as an entity. We would not be doing the research or the  
6 decision-making on our own. We would actually be  
7 looking for experts that are able to more cogently  
8 describe those opportunities of the feasibility of  
9 performing those tasks and as identified by the  
10 potential re-use documentation.

11 CHUCK ANDERS: Any other comments or questions?

12 Okay thank you, Kiana, for being with us  
13 tonight. We appreciate it.

14 MR. PIERIEA: My pleasure.

15 CHUCK ANDERS: Next item on the agenda is the  
16 PG&E pump date. And, Tom Jones, I think you're going to  
17 provide that for us.

18 TOM JONES: Tom Jones from (unintelligible). My  
19 name is spelled J-O-N-E-S, but that should be and easy  
20 one.

21 All right. So quick update here on a  
22 couple things that are going on. One, the 2021 Nuclear?  
23 Decommissioning Coast Trial proceeding is slated to be  
24 before the Public Utilities Commission tomorrow for  
25 adaptation. It is slated to be adopted via the consent  
26 calendar right now, so hopefully that just shows you how  
27 far the parties have come in terms of settlement, and  
28 the 30-day period before the proposed decision was

1 issued.

2                   There is an updated on the proposed  
3 decision. One thing that's come before this Panel, and  
4 there has been some discussion on this proposed  
5 decision, does add -- and you might recall in my  
6 previous testimony to this proves that they always give  
7 us a homework assignment and homework assignment is  
8 public now that the Commission is considering, if they  
9 adopt tomorrow requiring PG&E to look at what the cost  
10 in environmental impacts would be to pursue a 10 versus  
11 a 25 millirem cleanup standard.

12                   Now, they didn't ask us to look at, but  
13 clean -- the cleanup standards and the car -- it was the  
14 jurisdiction of the NRC, so we'll see if it gets adopted  
15 tomorrow and that will fundamentally change our  
16 approach to how we prepare for the application next  
17 year, and we have to submit in December of the calendar  
18 year.

19                   So you might recall -- so this upcoming  
20 NDTCP if, this one's adopted tomorrow will give us 13  
21 months to solve that problem and have an application  
22 before the Commission in December of 2024.

23                   That will be quite a large undertaking on  
24 our part, so we'll see how the goes.

25                   There was some other comments tonight about  
26 site characterization. It's important to remember that  
27 all of the things we talked about tree off Decommission  
28 in the Diablo Canyon. And that project drives what's

1 viable.

2 In that process we have two tiers the NDTCP  
3 I just now mentioned, we agreed next year by the next  
4 years' application, to have surveyed and characterized  
5 the creek areas, so that will occur. And expected to be  
6 public when we submit that application in December of  
7 next year.

8 We know Trevor Rebel. He will be leading  
9 that project with some outside help to start that work  
10 in earnest this Fall and then complete it and have it  
11 publicly available within the application the 2024.

12 And then after that we'll need NDTCP will  
13 be submitted. We should have some resolution on  
14 permitting path for decommissioning in where are, and it  
15 come in a clear picture of that point and we should have  
16 a sufficient determination for the Nuclear Regulatory  
17 Commission that will help us know how much longer the  
18 Plant could operate.

19 So things will come into more focus next  
20 year in the first and second order. And then as a  
21 reminder, going back to the traffic on that report the  
22 comments close next Monday and 5:00 p.m. And so we'll  
23 be submitting our comments as well at that time and then  
24 the County will then adjust their scheduled based on  
25 the -- both the volume and the threat of comments they  
26 received, since they are obligated to respond then.

27 So we, in occasions with County staff  
28 before they do anticipate that to be in Q1 or Q2 of 2024

1 as well.

2 So a lot of the moving parts, but we'd like  
3 you to think about narrowing and closing out on some of  
4 the applications.

5 And so tomorrow the adoption of the NDTCP  
6 should that be successful by the Commission will give us  
7 certainty on our path for the current three years on  
8 funding and what's expected on the utility in the next  
9 application the following year.

10 So I'd be happy to answer any questions  
11 that you might have.

12 Patrick.

13 MR. DEMIEU: Yeah, tom. I'm wondering .

14 MR. ANDERS: -- a little closer to the mic.

15 mr. demieu: Patrick Demieu speaking here.

16 I'm wondering if you could elaborate a  
17 little bit on this vote tomorrow on the discussion to  
18 whether to go with a 10 M-Ram versus a 25 M-Ram cleanup  
19 in terms of cost, and also in terms of consequence to  
20 the site.

21 TOM JONES: So the vote tomorrow, the full  
22 Public Utilities Commission votes on budget matters  
23 before them of this size, and so the nuclear  
24 Decommissioning Cost Triennial Proceeding, NDCTP, that's  
25 essentially a budget application of utilities and  
26 submits every three years.

27 So tomorrow they should vote it out based  
28 that it's on the consent calendar, and it has -- it will

1 have a number of items for us dozen of things for us to  
2 implement in the next application as we move forward but  
3 particularly through this cleanup up standard what it  
4 says, and it's very a brief description, the utility is  
5 directed to provide an analysis of what the additional  
6 environmental impacts for cleanup could be and what  
7 those additional costs for consumers would be. It  
8 doesn't direct us to achieve that standard and that is  
9 actually the purview that the Regulatory Commission.

10 We have let then a diagram of Regulatory  
11 overlap here, and so we'll execute that if that's the  
12 order that's adopted tomorrow that will be public become  
13 when we submit in the following year, but think about  
14 things like excavation. Think about soil composition,  
15 and site characterization and how you achieve those  
16 different standards.

17 We've been working toward this 25 milligram  
18 standard which you come in below. You don't design a  
19 project to meet the number actually. And Humbolt Bay  
20 for instance was successfully to remediate in that  
21 location. It was authorized in the Coastal zone in 25  
22 milligrams, and we achieved single digit numbers on  
23 that.

24 So you -- do you doo aim to come below that  
25 but the threshold that one must need as a licensee from  
26 the Nuclear Regulatory Commission is 25 milligrams, and  
27 that's standard around on an annual basis, so that  
28 assumes that it's called a resident farmer standard that

1 individual lives in the location, 8,760 hours of the  
2 year, draws their substance from the location, drinks  
3 the ground water from the location and dried the milk  
4 form the cows that eats the gas that grew in the  
5 location, right? It's a very rigorous standard versus  
6 an industrial standard or something else.

7           So when you think about this potential  
8 future uses. It's also hard to fathom somebody being a  
9 resident farmer Parcel P. In fact, it's not zoned for  
10 that.

11           And then with that standard, Ms. Hailey  
12 asked a question once try twice about who decides about  
13 development.

14           As it stands today, that's the County of  
15 San Luis Obispo. The County of San Luis Obispo has an  
16 approved local Coastal Program over about two-thirds of  
17 that site. And you remember we have that line that  
18 shows the coastal boundary, then the area up by the  
19 transmission yards, and up in that 300-foot elevation?  
20 That's the exclusive jurisdiction in the  
21 County of San Luis Obispo for planning and building  
22 areas.

23           Again, the Coastal Zone. They have a local  
24 Coastal Program and they are in charge of the zoning,  
25 and that's -- that area is zoned for public facilities.  
26 And there's a table in the County General Code that says  
27 what you can and can't do there, and then on top of that  
28 any activity there that would be subject to



1 discretionary permit is subject to appeal to the  
2 California Coastal Commission.

3           So some of or projects have been appealed.  
4 Not all have. But then the Coastal Commission have a  
5 couple of options. They can either look at the appeal  
6 ask say, it's not substantive to the Coastal Act.  
7 Sometimes there's appeals about building standards and  
8 they don't hear and they don't hear that because that's  
9 not what their they jurisdiction is.

10           So there is two overlays, but again, it's  
11 the County Planning and Building Department, the  
12 Departments can come before either a hearing officer.  
13 It's a minor use permit.

14           If as a larger project, the conditional use  
15 project, it can typically goes to the Planning  
16 commission subject to appeal of the  
17 Board of Supervisors, and then subject to appeal to the  
18 Coastal Commission.

19           So permits and larger projects usually seek  
20 three steps in the hearing process. If they, like this  
21 project, if they are that size would likely have their  
22 own Environmental Impact Report as well where you'd have  
23 to scope in meetings like we had.

24           So there would be years of public  
25 participation and I would suggest no fewer than five  
26 opportunities for public comment along that way.

27           But we're not going to be that applicant.  
28 We don't build hotels, we don't build universities.

1 That would be a successor entity in that area.

2 MS. (UNIDENTIFIED SPEAKER): One more question,  
3 please, Tom.

4 Earlier, when you said you're going to do a  
5 site characterization of the creek area.

6 TOM JONES: Correct.

7 MS. (UNIDENTIFIED SPEAKER): So what does that  
8 mean?

9 TOM JONES: So I'm going to start and Trevor Rebel  
10 is going to pick up.

11 So get ready, Trevor.

12 So what we do is we actually take several  
13 samples in the creek beds and look for any radioactive  
14 contamination that could be attributing to the operation  
15 of the Plant. Like what we won't find anything, but  
16 what we'll find is more environmental items that can be  
17 associated above grounds weapon testing from the 1050s  
18 and '60s. Things like that.

19 But, Trevor, as soon as he arrives. I'll  
20 have him make the next comment or two, and so in charge  
21 of the methodology for that. He'll be bringing in the  
22 independent resources to help execute that, and procure  
23 the laboratories to do the confirmatory analysis on that  
24 that which PG&E does not do.

25 MS. (UNIDENTIFIED SPEAKER): And, Trevor, maybe  
26 you can add why are you doing that? Because it's a  
27 regulatory requirement? Or what drives you to do those  
28 these tests now?

1           TREVOR REBEL: Sure. First, I'm Trevor Rebel,  
2 R-E-B-E-L, for the record.

3           The CPUC had an agreement with the NDCTP  
4 but what we'd like to go and characterize for  
5 preliminary characterization of Diablo Creek.

6           So what that looks like is we're going to  
7 do what was mentioned earlier, we did an historical site  
8 assessment which means we looked at all the paperwork  
9 from the time the Plant was built to the current.  
10 That's just paperwork drill and that identifies gaps  
11 because there are gaps. The purpose of site  
12 characterization is close those gaps so identify are  
13 there problems? Where are they?

14           So as part that process we agree with the  
15 Public Utilities Commission to go took at Diablo Creek  
16 so we're going to search those of Samples from where  
17 Diablo Creek, where the tide ebbs into Diablo Creek into  
18 the ocean. There will be 15 to 20 samples there and  
19 we're going to look for radio activity, oil  
20 contamination. Something called poly chlorinated by  
21 tunnels. A whole host of contaminates that could be  
22 there. We'll send those an independent lab.

23           We have an independent third-party that's  
24 going to take a look at all that data, provide us a  
25 report, and as Tom mentioned that report will be made  
26 public in NDTCP in 2-24.

27           TOM JONES: And just one thing to at to  
28 Ms. Wigger's question. It was part of the settlement

1 package with all or most parties in the previous NDTCP.

2 So I believe Women's energy matters was  
3 interested in that this area. So I think there was one  
4 or two other participants so it was a collective effort  
5 to settle the issue. We didn't offer and agree to do  
6 this work. It helps us move forward a little bit on  
7 Decommissioning and understand what they're probably  
8 going to expect that their are on these investigations.

9 MR. WINTERS: So when Bruce mentioned the  
10 Historical Site Assessment that that's gaps in it, this  
11 is going to fill in those gaps; is that what you said?

12 MR. JONES: For that one specific area, yes.

13 MS. WINTERS: And then those other gaps that are  
14 there are those just gaps that we will never know about,  
15 or --

16 TOM JONES: We will know about those but a formal  
17 Site Characterization will land after the units cease to  
18 operate. When we can go to pay the license both --  
19 whatever year that is, we'll go and do a formal Site  
20 Characterization. The entire part the buyer, the entire  
21 parcel of the area for both radioactive and chemical  
22 contamination.

23 MS. WINTERS: Whatever happened to all the data,  
24 that -- I read the Historical Site Characterization and  
25 everywhere you look it says, oh, "data not available".  
26 Data not available." What happened to the data.

27 MR. JONES: There was never any data there. We  
28 never looked.

1 MS. WINTERS: Oh, okay. Thank you.

2 CHUCK ANDERS: Yes, Sir.

3 MR. UNIDENTIFIED SPEAKER: So what ever happened  
4 to all the data what was the reason that the historic  
5 site assessment was written? Because it kind of points  
6 to all the potential places where you'd want to gather  
7 data. Were you required to right that document --

8 TOM JONES: Yes.

9 MR. UNIDENTIFIED SPEAKER: The NRC required It, or  
10 this was this part of the settlement that you're  
11 mentioning it with -- what was it called? Women in  
12 Energy --

13 TOM JONES: Women's Energy Matters, is one of the  
14 parties.

15 MR. UNIDENTIFIED SPEAKER: Was that a lawsuit or  
16 was that just a proceeding at the CPUC?

17 CHUCK ANDERS: That's two questions. Here why  
18 don't you start first with the (unintelligible.)

19 TOM JONES: Sure. As part of the  
20 Decommissioning Planning and license termination plan we  
21 are required to form a Site Characterization Study.  
22 Prior to the Site Characterization Study you do a, like  
23 he talked about, a historical site assessment, look at  
24 all the paperwork, what are nuclear power Plants -- what  
25 could potentially be there. Everything is listed.

26 Now when we close the gaps we actually go  
27 out and look for everything and identify what's there.

28 MR. UNIDENTIFIED SPEAKER: So is the purpose that

1 document was to identify where the gaps were?

2 TOM JONES: Correct.

3 MR. UNIDENTIFIED SPEAKER: Okay.

4 TOM JONES: It's the part after a long process.

5 MR. UNIDENTIFIED SPEAKER: That's really helpful.

6 I don't recall. I've read that that and I don't recall  
7 it saying that that's what the purpose of the document  
8 was.

9 It helps to form the scope for the physical  
10 entity.

11 MR. UNIDENTIFIED SPEAKER: I get that now. It is  
12 just like -- I looked at a map facility and there's  
13 something called the Records Warehouse or something like  
14 that, and I thought they have a whole like a whole  
15 warehouse for records and certainly they must have this  
16 that (unintelligible) so it's helpful that that's the  
17 purpose of the document.

18 This concludes my remarks.

19 Thank you.

20 CHUCK ANDERS: Thank you, Tom and Trevor.

21 It's time for a break so let's reconvene at  
22 7:50. So that will give us about 15 minutes for a  
23 break. Does that make sense? Did I the math right?

24 Okay. When we come back from the break the  
25 next agenda item is going to be public comment.

26 So for those of you in the room that are  
27 here tonight, if you would like to make public comment  
28 there are blue cards all in basket on the other side of

1 the room. Please fill out a blue card and give it to  
2 one of the folks in the -- me or one of the folks in the  
3 blue shirts and we will make sure that you have the  
4 opportunity to provide a public comment.

5 For those of you online who would like to  
6 make a public comment please raise your hand and you can  
7 raise your hand right now. And then we'll get an idea  
8 of the number of the public comments that we have in the  
9 time that we have available for each comment. So with  
10 that, let's adjourn the meeting and until 7:50.

11 (Recess taken.)

12

13 CHUCK ANDERS: Welcome back. We are going to now  
14 give the public an opportunity so that if people in the  
15 audience would like to speak and we also have four  
16 people who have raised their hand. So take three  
17 minutes for comment.

18 I would like to turn it over to  
19 Cara Woodruff for the public comment section.

20 MS. WOODRUFF: Hi everyone. It looks like you  
21 have 3 minutes to make your presentation tonight and we  
22 very much looking forward to your input.

23 I want to remind you when you take the  
24 microphone please state your name, your City, and your  
25 affiliation, if any.

26 Please try to be respectful and be timely.  
27 When you get close to your 3 minutes I'll give you a  
28 5-second warning. If you could wrap it up so that

1 everybody gets plenty of time to get their 3 minutes, it  
2 would be great. So now we'll go ahead and get started.

3 Chuck.

4 MR. ANDERS: And for the benefit of the  
5 Court Reporter please spell your name if it's an usual  
6 name.

7 Okay. Our first speaker is Lori Wolf  
8 followed by June Nelson. And please use that podium  
9 over there.

10 MS. WOLF: Maybe I'm ready to go.

11 I'm Lori Wolf W-O-L-F, just like the beast.  
12 I'm a Board Member of the Alliance for  
13 Nuclear Responsibility.

14 There have been a number of study sessions  
15 and meetings since Draft Environmental Impact Report for  
16 the Decommissioning of Diablo Canyon that's been  
17 circulated for comment. The comment period closes  
18 Monday the 25th of September, and be sure that your  
19 comments are made through the County Planning to be a  
20 part of the record must be responded to.

21 One comment we can all add to any other  
22 individual concerns is the County of San Luis Obispo  
23 does have the authority of the  
24 Issuer of the Development Plan, the  
25 Coastal Development Permit and the  
26 Conditional Use Permit.

27 The condition approval of  
28 on-site remediation to the Best Practices level of not



1 to exceed 10 millirems. The same tighter standards that  
2 were accepted by the NRC in Maine, Vermont,  
3 Massachusetts and New York from there sight cleanup up  
4 standards. There is the no Federal preemption to  
5 prevent the County from taking this step as the  
6 transcripts and sworn testimony in the  
7 CPUC Decommissioning proceeding Mr. Jones mentioned  
8 previously attests to. Phrasing is important and it was  
9 somewhat misleading what we heard tonight. The County  
10 can stay 10 millirem cleanup standard.

11 This Engagement Panel can recommend  
12 10 millirems standard as an alternative and a condition  
13 for any Local or State approval for decommissioning  
14 standard. We deserve it and I hope you make that  
15 recommendation.

16 Thank you.

17 MS. WOODRUFF: Thank you, Lori.

18 Jean Nelson, you are up.

19 CHUCK ANDERS: And the next speaker after Gene is  
20 David Weizner.

21 MR. NELSON: Good evening, Panel. My name  
22 Dr. Gene Nelson. That's Nelson like the Admiral and I'm  
23 the President and Sr. Legal Researcher for a pro  
24 Diablo Canyon organization called Californians for  
25 Green Nuclear Power.

26 My comments tonight really are explained in  
27 the first sentence that  
28 Diablo Canyon Decommissioning Panel is acting

1 prematurely. Particularly in the light of passage and  
2 the action of SB 846 last year on September 2, 2022.

3 SB 846 preserved the option of extended  
4 Diablo Canyon operations at least until 2030.  
5 Diablo Canyon's benefits include the safe, abundant  
6 reliable cost effective and zero emissions of generation  
7 of a huge amount of power.

8 Diablo Canyon generates the equivalent of  
9 five Hoover Dams of electricity each year, and that's in  
10 a compact facility. You really don't get that until  
11 you've been there to see how small it really is.

12 We've been hearing a lot tonight about  
13 millions of dollars from the State or whatever.

14 Diablo Canyon generates, pumps in around a  
15 billion, not a million, but a billion dollars in  
16 regional economic benefits each year, and in addition to  
17 that huge amount of power. Those benefits will  
18 disappear if Diablo Canyon is closed. I'm sure these  
19 were some of reasons why the Legislature and the  
20 Governor enacted SB 846 last year.

21 Now, I've worked briefly at the Plant.  
22 I've visit many times. And it's a high-security  
23 facility. Any encroachment of Parcel P would not be  
24 safe or wise.

25 The best and the highest use of  
26 Diablo Canyon Lands work to keep Diablo Canyon running.

27 Thank you.

28 MS. WOODRUFF: Can you hold your response to you

1 end; is that okay?

2 Great. And next up is David Wiseman.

3 CHUCK ANDERS: And following David is Jennifer  
4 Hass.

5 DAVID WISEMAN: Good evening, Panel.  
6 David Wiseman. Director Alliance for  
7 Nuclear Responsibility. And indeed, just to clarify the  
8 issue regarding preemption of this issue in the  
9 Public Utilities Commission case that Mr. Jones  
10 mentioned today, PG&E corrected its written testimony  
11 and acknowledged under oath that the Federal Preemption  
12 of Radiological Cleanup Standards for the NRC License  
13 sites only applies, quote, "Until termination of  
14 Department of the operating license." Un quote.

15 With the testimony so corrected PG&E's  
16 witnessed acknowledged agreement under oath with the  
17 California Coastal Commission jurisdictional finding for  
18 the Coastal Development Permit regarding the Humbolt Bay  
19 Nuclear Decommissioning.

20 Quote, "The state as jurisdiction over  
21 post-license conditions including those related to  
22 radiological concerns." End, quote.

23 So I hope that clarifies the statement  
24 regarding what is and isn't preempted in this case. If  
25 is not.

26 Now that said, what you are looking further  
27 to do, then, is to discuss the redevelopment of  
28 Parcel P. The question is, well, what type of a Site

1 would folks be looking to possibly redevelop? Would it  
2 be the cleanest and most attractive sight of potential  
3 development?

4 To that end PG&E submitted to  
5 Susan Straking of the County Planning in December of  
6 2021. As it says here,

7 "Enclosed is the Diablo Canyon Power  
8 Plant Site Re-purposing and Reuse Concepts  
9 Report."

10 And it goes on to say,

11 "The land use concepts presented in  
12 the enclosed report may assist potential  
13 future successor entities interested in  
14 reuse of the site by providing information  
15 on potential opportunities and drawbacks  
16 of each potential land use."

17 End quote.

18 That was by Mr. Jones.

19 And if you go inside to the Table of  
20 "Opportunities and Constraints," under "Constraints"  
21 you'll find.

22 "Radiological and chemical  
23 contamination with the bullet point  
24 noting, perceived contamination of the  
25 site by the public may result in  
26 resistance to certain uses."

27 So that bodes well or portends well that  
28 you should put out to the public best possible site in

1 terms of its cleanliness to attract potential reuse.

2 And indeed, in the Humbolt Bay Decision the  
3 Public Utilities Commission acknowledged in their  
4 Decision, quote,

5 "The uncertainty and find some merit  
6 in PG&E's efforts to assess and  
7 incorporate an expectation of regulatory  
8 and public tendency towards higher  
9 standards of site cleanup."

10 That's more nuclear facilities  
11 decommissioning. We anticipate efforts to reduce the  
12 confusion and prove coordination of Stat and Federal  
13 regulations. We also think the public and regulatory  
14 interest is heightened and reasonably likely to lead to  
15 lower acceptable limits for residual radiological  
16 contamination in the future.

17 So between the past Public Utilities  
18 decisions, the current case, and their own report on  
19 redevelopment I think you see the evidence there that it  
20 is worth considering the stronger standard, and you can  
21 recommend that.

22 Thank you.

23 CARA WOODLAND: Next I think is Jennifer Haft.

24 JENNIFER HAFT: Good even, Jen Haft. HAS, as in  
25 Frank, T as in Tom. San Luis Obispo and Cal Poly.

26 Good evening. My name is Jen Haft. I  
27 serve as the interim Chief of Staff to Cal Poly's  
28 President, Jeffrey Armstrong.

1                   He regrets that he could not be here this  
2 evening. We appreciate your interest in the future of  
3 Diablo Canyon. Diablo Canyon represents approximately  
4 on 12,000 acres of Coastal land and contains many sites  
5 and landscapes of historical and cultural significance  
6 for the YTT Northern and Chumash Tribe of  
7 San Luis Obispo County and region.

8                   The community unanimously invited Cal Poly  
9 to put a leadership role in that future and we ARE eager  
10 to be true community partners and these efforts.

11                   As an institution with experience in  
12 conservation projects and leadership and regional  
13 economic development the University has been working  
14 closely with key partners including Reach, YTT Northern  
15 Chumash and Land Conservancy of SLO County for more than  
16 two years toward the collective goal of delivering  
17 substantial long-term benefits to the Central Coast  
18 Community.

19                   One part of this is the desire to a portion  
20 of the important Tribal Land return to the YTT  
21 Northern Chumash and a significant portion of the Land  
22 placed in conservancy for the long-term benefit of and  
23 use by the Citizens of San Luis Obispo County and the  
24 State.

25                   Another goal is to spark economic  
26 development and innovation to accelerate climate  
27 resilience.

28                   With investment access at the Cal Polly

1 Pier and Tech Park and co-use of these Parcel P can  
2 collectively foster a clean tech innovation ecosystem  
3 advancing R and D and spur new companies and jobs in the  
4 region. Combined with additional resources and  
5 partnership this will form the foundation of a new  
6 Central Coast hub for renewable energy Marine Science,  
7 aquaculture, desalinization and emerging technology.

8 Cal Poly is renowned for it's glorified  
9 ethos in contribution to aerospace, Marine Science,  
10 engineering, architecture, agriculture and beyond.

11 We are excited by the potential for  
12 important contributions in the field of clean tech and  
13 climate resilience and look forward to continuing our  
14 work with these important community partners as we  
15 explore and refine the possibility.

16 Thank you.

17 CARA WOODRUFF: Thank you, Jennifer.

18 And next up is Kelly, and I didn't hear the  
19 last name.

20 Chuck.

21 CHUCK ANDERS: And Kelly will be followed by  
22 Michael Claus Sar.

23 KELLY ABBAS: Good evening. Kelly Abbas,  
24 A-B-B-A-S. I'm registered independent Supervisor of  
25 Monarch [sic] and I'll be sure to comment on her behalf  
26 tonight. She regrettably also cannot be here.

27 Good evening, trusted Officials and members  
28 of the SLO County Community. I first want to thank the

1 many volunteers who have participated and to PG&E for  
2 managing the Diablo Canyon Commissioning Panel from  
3 2018. The intention of the  
4 Diablo Canyon Decommissioning Panel were to serve as a  
5 forum for local community members with a focus on  
6 understanding and communicating the areas of interest  
7 regarding the shutdown and Decommissioning.

8 The Panel's sole mission was to provide  
9 information to the public and receiving public input.  
10 These significant efforts have been extremely helpful  
11 for our community even as we look forward to extension  
12 of the Plan Operations.

13 Tonight the topic of Diablo Lands is  
14 pertinent as we, the County of San Luis Obispo  
15 recognizes this coming Friday as Native American Day.  
16 We will honor the original people of the Americas, the  
17 rich culture and acknowledge the horrific trauma of  
18 displacements, diseases and wars that took place for  
19 hundreds of years.

20 As so, these very Diablo Lands were Tribal  
21 Homeland to the YTT.

22 In an odd way due to the location of  
23 Diablo Canyon Nuclear Power Plant, the surrounding  
24 Diablo Lands have been nearly untouched for decades.  
25 They are pristine as if time stopped.

26 The Land Stewardship and Management of  
27 these Lands are PG&E, the Investor-Owned utility must  
28 also be commended. This land is breathtakingly gorgeous



1 and abundant with many resources.

2 If you look to the North at Montana de Oro  
3 State Park there is a very significant difference in the  
4 quality of the land. We love our parks to the point  
5 where we must consider all impacts on them.

6 The California Public Utilities Commission  
7 Native American Policy also acknowledges the importance  
8 of returning tribal lands to the original descendants  
9 and providing a path to do so in State Resolution E 55  
10 of 76.

11 In addition, we must be mindful of the  
12 utilities and their need to meet various agents, the  
13 obligations among other responsibilities as well.

14 So as are Community engages in this  
15 important discussion I respectfully ask you  
16 consideration of these facts and to honor the work with  
17 the YTT's people and to the Diablo Land's Pristine and  
18 limit excessive public access.

19 Thank you.

20 CARA WOODRUFF: Thank you, Kelly.

21 Up next, Michael.

22 MICHAEL KHUS-ZARATE: My name is Michael  
23 Khus-Zarte. Spelled, K-H-U-S hyphen Z-A-R-A-T-E.

24 I'm here helping two Chumash Tribal groups  
25 that are on the Native American Heritage Commissions,  
26 MLD and recognized lists, the Coastal Ban and  
27 Chumash Nation and the Northern Chumash Tribal Counsel.

28 I wish to thank the Panel for having this

1 hearing here today. I've listened with great interest  
2 and I want to point out that our relationship with  
3 Diablo goes back thousands of years.

4 But more recently, I can attest to this  
5 personally, it is our Tribal Representatives who are  
6 there when the Plant was being built and some thirteen  
7 Ancestors of ours were removed in the Plant footprint  
8 for that Plant to be built there.

9 We had to go ahead and witness that, and  
10 rebury those ancestors.

11 So our relationship with the Plant goes  
12 back to where it even before it even started.

13 And in more recent years we've held  
14 Ceremony there. The Winter Solstice Ceremony according  
15 to our traditions and those included various members of  
16 other various Tribal Groups, not just our own.

17 No single Tribal Group can or should  
18 monopolize or assume that they can speak for all of us.  
19 I don't think that anyone in the United States of  
20 America would tolerate having one or two representatives  
21 for all of the 50 States in all the 330-million people  
22 in this country. It's the same thing for all our  
23 Tribal Groups. It's not our fault that our history has  
24 fractionalized us.

25 But be it as it may, I would encourage the  
26 Panel to make sure that we include all of the various  
27 Tribal Groups that have expressed cultural affiliation  
28 to this most precious and beautiful land out there.

1                   The Native American heritage Commission as  
2 a term, that's called Most-likely Descendant.

3                   That term, what it means is that there is,  
4 to expedite mitigation for the damage that's in the  
5 Coastal Resources and to our sacred sites when they are  
6 impacted by development, is to expedite the development  
7 of those lands. It's not necessarily to represent us.

8                   My point is that Most-likely Descendant  
9 does the not mean "The only likely Descendants," we are  
10 the other likely descendants of Diablo Canyon and we  
11 have not always been heard by this body.

12                   I regret that. I hope it's remedied.

13                   Our position, not that we've been asked,  
14 but our position is that that they wish to see the  
15 Conservation of Diablo Lands maximized.

16                   We want to see Public Access maximized.  
17 That is our position about the reuse of the lands at  
18 Diablo Canyon and to keep them as pristine as they have  
19 been since time and in memorials since my ancestors  
20 walked and lived there.

21                   Thank you so much for having me here this  
22 evening.

23                   Thank you.

24                   CARA WOODRUFF: Thank you, Michael.

25                   Do we have any other speakers in-person  
26 today.

27                   CHUCK ANDERS: That's all the cards I have for  
28 people who would like to speak here that are in person.

1 We have four speakers who would like to speak on line.

2 I'm going to read them all off and they can  
3 now speak in this order. Kathleen Phelps, Mona Tucker,  
4 Palo Peron and Susan Harvey.

5 Can we hear from Catherine Phelps, please.  
6 And especially for the people online please. Spell your  
7 names and identify your location and affiliation.

8 Kathleen Phelps: Hi, my name is Kathleen Phelps.  
9 I live in Arroyo Grande, and I'm with  
10 Backcountry Horsemen in California. The Los Padres  
11 Unit.

12 My comments, one, had to do with the any  
13 disbursals of the Diablo Lands, and I noticed on your  
14 map early-on in the presentation that North Ranch has  
15 scattered land parcels that are North of and within the  
16 Cherry Canyon Ranch and that these isolated -- this  
17 makes for some isolated and peninsula-type Parcels going  
18 into the -- what would become State Lands if the  
19 recommendations go through.

20 And there will be other ownership, and I  
21 was a Land Manager and makes it very difficult to do  
22 comprehensive land management when there is little  
23 pieces of other ownership within the large mass of land.

24 So I'd suggest that you consider taking  
25 those isolated peninsula parcels in that North Ranch  
26 that are inland and putting them in with the massive  
27 amount of Cherry Canyon Ranch Lands so that it's  
28 consistent ownership from Montana de Oro South.

1                   It would just make management a lot easier,  
2 especially for any kind of trails that are being  
3 created. And then my other comment has to do with the  
4 trails. And I just encourage that both the coastal and  
5 the inland trail that's being considered include  
6 equestrian use as well as hikers or mountain bikers.

7                   Thank you very much.

8                   Oh, and you spell my name Phelps, like  
9 Michael Phelps.

10                  CHUCK ANDERS: Our next speaker is Mona Tucker.

11                   Go ahead, Mona.

12                  MONA TUCKER: Good evening.

13                   My name IS Mona Tucker, T-U-C-K-E-R, and  
14 I'm calling from Arroyo Grande. That's where live.

15                   I'm the Tribal Chair of the  
16 YTT Northern Chumash Tribe. And CHUMASH is  
17 C-H-U-M-A-S-H.

18                   And as always, I'm only speaking for my  
19 Tribe. The members of my Tribe are documented as the  
20 appropriate Historical Pre-colonialization First People  
21 of Diablo Lands.

22                   We were removed forcibly from our Lands and  
23 many died as a result. This was done without our  
24 agreement, consideration or compensation. The people  
25 who are buried on Diablo Lands are my relatives.

26                   We have been working for years to  
27 re-acquire our land and that work continues.

28                   We are excited to see these funds and their

1 stated purposes, as they are in alignment with the  
2 proposal that our Tribe along with Land Conservancy of  
3 San Luis Obispo County, Cal Poly, SLO and which  
4 presented to the CNRA.

5 We are in favor of an economic development  
6 on Parcel P but I want to say more about that and to  
7 answer an earlier question and that's that our  
8 Tribal Counsel and Tribal Members are opposed to a  
9 casino.

10 However, I can't speak for any other Tribes  
11 or Native groups and I don't know of their current or  
12 future intentions.

13 We are in favor of Managed Public Access  
14 but with consideration for Tribal values, places of  
15 Cultural sensitivity, ceremonial places, cemeteries  
16 teaser and cultural landscape.

17 The Tribe is also committed to the careful  
18 planning to protect important plant and animal  
19 co-habitats including offshore habitat for the ocean  
20 people.

21 So I'll close by saying we're looking  
22 forward to engaging with the research of the reports.  
23 I'd like to say thank you to the Engagement Panel and to  
24 all of the presenters.

25 This concludes my comments.

26 CHUCK ANDERS: Thank you, Mona.

27 Our next speaker Palo Peron.

28 Please go ahead.

1 PALO PERON: Thank you.

2 My name is Paolo Peron. I'm calling in  
3 form Ventura. I'm with the Nature Conservancy.

4 And first I just want to talk the Panel  
5 CNRA. The Coastal Conservancy, in particularly,  
6 Assemblyman Moratis and Senator Laird for their  
7 Leadership on this particular issue.

8 We are curious if there is specific  
9 outcomes or documents that the Coastal Conservancy hopes  
10 to produce with the budget allocation.

11 There is ecological indigenous and  
12 recreational outcomes that I think we're pointed to in  
13 all those plans. And I think we're all hoping for and  
14 we're also looking to see there is a timeline to produce  
15 those particular documents.

16 So a little bit of a question, but  
17 hopefully, we'll just find out where those answers come  
18 in time. And I do just want to thank Everybody, and  
19 it's encouraging to have so many thoughtful folks  
20 working on this truly generational project.

21 So thank you.

22 CHUCK ANDERS: Thank you. Our last speaker is  
23 Susan Harvey. Go ahead, Susan.

24 SUSAN HARVEY: (NO AUDIBLE RESPONSE)

25 CHUCK ANDERS: Susan, we're not hearing you. You  
26 may have to unmute your microphone.

27 SUSAN HARVEY: Thank you so much. I'm so sorry.  
28 Thank you, Chuck.

1 Susan Harvey, H-A-R-V-E-Y. I live in the  
2 Creston area. I represent the San Lucia Chapter of the  
3 Sierra Club. I want to thank you all for the  
4 opportunity to speak this evening.

5 We support the Friends of Diablo Canyon  
6 reports that was issued a few years ago. We support the  
7 Conservation being placed on the lands before the land  
8 ownership is transferred.

9 We support management by plurality. By  
10 Coalition of State, non-profit, and a plurality of  
11 Tribal interests. The easement should include  
12 Public Access. The Best Practices Management for  
13 Preservation of Habitat Species and Archeological  
14 Resources.

15 I think that about covers it. I want to  
16 thank you all again for your time.

17 CHUCK ANDERS: Thank you. That's all the on-line  
18 speakers that have raised their hands.

19 Go ahead, Cara.

20 CARA WOODRUFF: Is there anyone here online that  
21 would still like to speak tonight?

22 Okay. Hearing nothing, I think I'll turn  
23 it over to the Panel if they have any comments.

24 But I think before we -- with the Panel,  
25 itself, there's an outstanding question for State  
26 Cultural Conservancy.

27 Trish, I don't know if you heard that the  
28 TNC Representative said. Did you want to take a crack



1 at that?

2 TRISH: I did hear. What I can say is, it's too  
3 soon for us to be able to answer that question, but we  
4 will happily answer it as we get further into the  
5 process and keeping everybody informed on both what we  
6 are planning to produce and a timeline would be a key  
7 part of our transparency.

8 CARA WOODRUFF: Thank you.

9 I wanted to respond to the question about  
10 coordinated management. Right now the  
11 Diablo Canyon Land and the surrounding Irish Hills have  
12 such a complicated ownership pattern. There's land  
13 that's owned by PG&E, by Eureka Energy, by State Parks,  
14 by The Nature Conservancy by The Land Conservancy of  
15 San Luis Obispo, by the Bureau Land Management.

16 No matter what happens coordination is  
17 going to be required, especially we have some new  
18 owners, the Tribal entities.

19 So I think it's going to be really  
20 challenging for this Community, but it's clear that  
21 there is probably going to have to be some kind of  
22 co-working Land Management Entity that's comprised of  
23 representatives from all these groups, because people  
24 may want to hike all the way from Montana de Oro all the  
25 way to Avila Beach. That means they are going to be  
26 crossing a lot of different property boundaries along  
27 the way. So one of the major challenges going forward  
28 is how do we coordinate all these activities and

1 entities? Did anybody have any other questions or  
2 comments they wanted to mention?

3 Bruce?

4 BRUCE (no last name): Yes. I wanted to just draw  
5 the question to you, and how practical is the suggestion  
6 of doing a Land Swap or integrating certain Parcels that  
7 are Island Parcels or Peninsula Parcels and redrawing  
8 the map and letting different Agencies have jurisdiction  
9 over those than may currently have jurisdiction? And  
10 does it make a difference if there's an overarching  
11 Agency that's kind of overseeing how the Lands are  
12 conserved?

13 What did you think of the suggestion of  
14 addressing the islanded Parcels? And I don't think they  
15 were islanded within Wild Cherry Canyon, I think the  
16 speaker was mistaken about that. I think that they are  
17 Islanded within -- what appeared to be Montana de Oro  
18 for the State Lands.

19 So how do you solve that problem?

20 CARA WOODRUFF: Well, I'm going say what Trish  
21 said. I think it's premature to answer that question.  
22 But maybe PG&E could put up online a picture of the map  
23 for the Diablo Canyon Land one of the presentations.  
24 It's even on one of my slides.

25 It's just a very complicated mosaic of  
26 lands, and if he end of day there won't be just one  
27 entity that owns it. There is going to have to be  
28 coordination.

1 I mean just the Diablo Canyon Ranch alone,  
2 if we're contemplating North and South Ranch being owned  
3 by a Tribal Entity and Wild Cherry Canyon being owned by  
4 the State or Government entity, and Montana de Oro owned  
5 by the State, to get from one to the other is going to  
6 require coordination.

7 So who knows where this goes, but when the  
8 Coastal Conservancies spent this \$5 million a big part  
9 of their allegation is -- allocation is for  
10 Public Outreach, and during those Public Hearings, I  
11 think comments and suggestions on how the all works will  
12 be welcome by that entity, because they are going to  
13 have to start answering some of these questions.

14 CHUCK ANDERS: So another question that somebody  
15 raised, and I would like to address to the whole Panel  
16 for discussion is whether or not there should be  
17 Equestrian trail access and would that negatively  
18 impact, for example, sensitive cultural heritage sites,  
19 and the answer would be, yes.

20 But are there places where that could be  
21 allowed and properly indicated with signage so that  
22 there are areas that are less sensitive where equestrian  
23 trails can be allowed.

24 I know that in Pismo Preserve there's  
25 certain areas. Ms. Steadman is here today and could  
26 answer that question, but I believe most of the trails  
27 have Equestrian access. I walk up there all the time.  
28 I really haven't seen horses very often, but is that

1 compatible?

2 And I would like to address that to Scott,  
3 because I think I see him squirming in his chair now.

4 SCOTT LATHROP: No. I think what this really  
5 relates to is having the appropriate time and study  
6 completed to make sure that whatever access is in the  
7 appropriate locations. And that's going be a task in  
8 itself because I recall sitting in on different planning  
9 groups, and there is a lot of interests and a lot of  
10 different groups that would like to have access and  
11 probably not all of them will get access, because it  
12 just won't be appropriate.

13 That's a task that really has to be -- take  
14 a lot of time and a lot study to figure out whether or  
15 not there is an appropriate sport for that type of  
16 activity.

17 I mean, there is people that are bike  
18 riders. There's all kinds of different special interest  
19 groups that would like to have access, and that all has  
20 to be reviewed and studied before. So it's possible,  
21 but then again, maybe not.

22 CHUCK ANDERS: Well, I'm a mountain biker so I  
23 would like writing that study.

24 CARA WOODRUFF: I agree with everything that Scott  
25 said on that. And what I would add is that for 20-plus  
26 years now, various groups have fought for the  
27 conservation of Wild Cherry Canyon. And a big reason  
28 there aren't houses on that land today is probably

1 because of the efforts of the Equestrian Community and  
2 the bicycle-riding community and hikers, and botanists  
3 first and everything else.

4 There has been a pretty broad-based future  
5 group that's been working very actively for a long time  
6 to preserve their right to eventually access the land.

7 That said, it has to be compatible with  
8 sustainable protection as a property, and I think that's  
9 one of the reasons that the consensus has developed  
10 towards Tribal ownership of the North and South Ranch  
11 which tend to be for sensitive of maybe State Ownership  
12 of Wild Cherry Canyon, because they are anticipated to  
13 have heavier access for diverse-types of access and  
14 recreation in Wild Cherry Canyon where as North and  
15 South Ranch would be more passive recreation. Maybe  
16 trails and a very careful decided.

17 So the idea is at the end of the day we're  
18 going to try to balance all these interests but everyone  
19 won't have access everywhere at all times if we really  
20 want to do a good job at protecting the resources for  
21 the long run.

22 CHUCK ANDERS: Thanks for that input.

23 Frances Romero has a question. She's  
24 online, and then Linda and then Patrick.

25 FRANCES ROMERO: Hello, Everyone. I'm Frances  
26 Romero, F-R-A-N-C-E-S, R-O-M-E-R-O. I don't have a lot  
27 of experience in San Louis Obispo County. I'm certainly  
28 one of the newcomers to this Board but I do have 10

1 year's as a Park Commissioner with Santa Barbara County  
2 Parks Commission and I would say that having learned  
3 from policies that aren't necessarily that good that all  
4 trails be multi-use trails. Horses are not compatible  
5 with mountain bikes, so I think that you've got plenty  
6 of acreage here and that there is room for everyone.  
7 But, again, if there is going to be dogs they need to be  
8 on leash and it needs to be enforced because of the  
9 resources.

10 But certainly I don't see a reason to  
11 exclude equestrians given the amount of space that there  
12 are, and it would be preferable for them to have their  
13 own trail where they're not competing with mountain  
14 bikes which are not compatible with horses, and  
15 certainly to be sure that there's adequate trailheads  
16 because that is always a problem no matter where you put  
17 a trail is whether or not you have adequate parking.

18 So those would be my only comments but I  
19 truly believe that there is room for everybody, and  
20 again not everybody will get everything at the same  
21 time. It just doesn't work that way.

22 That's all I have.

23 CARA WOODRUFF: I want to switch the conversation  
24 a little bit away from trails, et cetera, to the  
25 residual radiation because we've been talking about  
26 having Cal Poly, when what really struck me tonight was  
27 when the person from Cal Poly was speaking about in  
28 growing a turf about how this could be accessible to the

1 students of Cal Poly and it would be a wonderful  
2 opportunity for them to be there. And I'm thinking, it  
3 would be, but I don't understand why PG&E can't commit  
4 to a 10 millirem cleanup, themselves, without having to  
5 be ordered to do it by the State, um, by the State  
6 legislature.

7 And I know that the NRC's standard is  
8 25-millirem but being that four other states have  
9 accepted this 10-millirem limit, it -- I can't imagine  
10 sending my grandson to a place -- to study at a place  
11 that has residual radiation. They are waiting for him  
12 after it's shut down.

13 So I'd like to know from PG&E why in the  
14 world wouldn't you just voluntarily do this?

15 CARA WOODRUFF: So, Linda, we talked about this  
16 and we explained we had a Humbolt Bay counter-mark  
17 earlier. We planned that project at 25 millirems. That  
18 was just the Federal limit and we will come in lower  
19 than that, and so that's how we've done it. That's what  
20 was committed to. That's what we talked about.

21 And I will send my daughters to a Cal Poly  
22 by the sea any day at a 25 millirem standard.

23 UNIDENTIFIED SPEAKER: If I can just ad a comment  
24 to that, my understand is that the PG&E position on this  
25 is 25 millirems is a safe level and a safe standard set  
26 by the NRC.

27 However, I'm going to say from just a  
28 business and economic viability standpoint if you're

1 inviting students and business people to come to the  
2 site and trade an incubator. They're going to be eating  
3 their lunch by the creek or going walking around the  
4 property. It certainly creates a more inviting  
5 atmosphere if the higher standard has been met and there  
6 are going to be monies saved by not destroying  
7 everything and grain-fielding the entire property. So  
8 there should be the ability to do that and still save  
9 money.

10 So I kind of agree with Linda. It's not  
11 just about what is a safe standard, it's the perceived  
12 safe standard and whether or not you want to send you're  
13 kid to a facility that has, you know, what might appear  
14 to be a safe to the NRC may not be perceived to be saved  
15 by a parent. I've got college-aged kids, you know. It  
16 becomes questionable for the public.

17 So just because that is questionable it  
18 reduces the value of the property for its repurposing, I  
19 think significantly, to have two-and-a-half times the  
20 higher standard than what has been achieved elsewhere.

21 So, you know, I think why not shoot for the  
22 higher standard, you know, even if as a guideline for  
23 within certain parameters or you come across technical  
24 difficulties achieving that higher standard across the  
25 entire Parcel P, there would be some mitigation for that  
26 or an allowance for that. I just think it makes sense  
27 from a business standpoint to shoot for that higher  
28 standard.



1                   And that's my two cents.

2           CARA WOODRUFF: I think Patrick had some comments,  
3 as well.

4           PATRICK LEMIEUX: I do have comments on two  
5 separate topics, but I'll start with this one because  
6 that came up at the ERR meeting last month, as well.

7                   It's clearly on that the Community as a  
8 whole is very concerned with and so I gave it a little  
9 bit of thought and talked to a radiologist who used to  
10 be on this Panel up until last year and was able to get  
11 a better feel of what this even means, millirem. This  
12 is not a quantity that we talk about every day.

13                   So apparently Humbolt was decommissioned to  
14 a 9 millirem level is what I heard, and this is now  
15 becoming the Gold Standard. So those who are concerned  
16 I'd say why stop there? Let's ask PG&E to remediate it  
17 to zero. Right? That's zero.

18                   But I think intuitively we understand that  
19 the cost of doing this would be prohibitive. And, in  
20 fact, the cost to remediate to a lower and lower level  
21 grows exponentially. So by the time you get to zero, it  
22 would be an incredible cost. And I don't think PG&E is  
23 footing that bill. We are. The rate payers are go to  
24 end up paying for this remediation.

25                   So at some point we are going to have to  
26 make a decision, what are we willing to pay from what  
27 level have remediation?

28                   And so I looked this up and the amount of

1 radiation that you get from a Trans-Atlantic flight a  
2 back-and-forth is about 10 millirem but you don't hear  
3 the airlines warning you and explaining to you that this  
4 is a life-threatening danger.

5 And so that, to me, put up perspective what  
6 10 millirems is. So they say remediating PG&E to 25  
7 millirem exposure per year, and Mr. Jones explained to  
8 us that that level of radiation is for a person who has  
9 spent the entire year living on that site, the increased  
10 amount of radiation he's being exposed to.

11 So when I compare that to the  
12 Trans-Atlantic flight, it does not appear to me as being  
13 a traumatic increase in radiation levels to a person.

14 And the radiologist that I spoke to  
15 encouraged me to agree with that interpretation.

16 And so I'm not advocating that we stop  
17 talking about it. But I really think that has to be a  
18 concept of the analysis in this discussion at some  
19 point, as well. I don't know what the cost of  
20 remediating 25 millirem versus 10 is.

21 And I would like to have more information  
22 on that, certainly. If it works out to be a penny a  
23 month per rate payer, I'd say let's go for it. That's  
24 money well spent.

25 But if ends up being \$20 per month for rate  
26 payers, I'm not sure that that difference makes sense  
27 from the consequence level of that difference.

28 Again, this is my opinion and I think it's

1 worth having a longer discussion about the concept.

2 The seconds point I would like to make  
3 about a different one is on the scope of  
4 Decommissioning, and one of the comments that was made  
5 today is, well, Decommissioning has now been put on the  
6 back burner because of SB 846 and so therefore a role is  
7 a little but, you know, made somewhat more irrelevant.

8 But my understanding is that this extension  
9 is for Parcel P and the rest of the Decommissioning for  
10 the North Ranch, and all these other Parcels that we're  
11 talking about is still proceeding according to the  
12 original plan. And please feel free to correct me if  
13 I'm wrong on this. Meaning, that the role of plan of  
14 the vision is still very relevant, and so that would be  
15 the Decommissioning Engagement Panel still has an  
16 important function. That's my comment.

17 CARA WOODRUFF: Thank you, Patrick.

18 Any other comments from the Panel?

19 I think that wraps up, this section. I  
20 would just add one little note.

21 I think we are at a really interesting time  
22 in the County's history. Not only are we contemplating  
23 the conservation of 1,200 acres but we're also  
24 contemplating the potential designation of the Chumash  
25 Heritage Natural Range Sanctuary and if we play our  
26 cards right all stay engaged we have the opportunity to  
27 really amazing conservation work for ourselves in the  
28 future generations and that's pretty cool.

1 Thank you.

2 CHUCK ANDERS: Tank you, Cara.

3 Our next agenda item is a discussion of the  
4 next Panel meeting on December 13th. Of this year and  
5 Linda Seeley is going to lead that discussion.

6 LINDA SEELEY: Thanks, Chuck.

7 Our next meeting going to be on  
8 December 13th which is also a Wednesday. It's going to  
9 be about Spent Fuel. We have a lot of moving parts in  
10 the whole Spent Fuel question but partially because of  
11 the possible extension of the license at Diablo Canyon,  
12 but as there are also because we have a PG&E ordered, a  
13 new system for Spent Fuel that are on our system but now  
14 they are ordering another 12 whole tech casks or  
15 canisters to be delivered soon, and we will by that  
16 time, hopefully we'll know about those deliveries and so  
17 on. And then we'll be talking about the plans for the  
18 independent -- I mean the interim fuel storage sites  
19 that are on the Kabash, in New Mexico and Texas for now.

20 And then we'll also talk about permanent  
21 repository sites for Nuclear extender for your fuel  
22 which doesn't exist. So we'll have -- it will be a very  
23 interesting meeting, I think, because as Patrick said  
24 earlier I think we're going to have to look at the  
25 Diablo Canyon site as a possible permanent site into --  
26 many years into the future based on current policies and  
27 decisions that have been made.

28 CHUCK ANDERS: Thank you Linda.

1 I want to remind everyone of a recording of  
2 this meeting will be available on the Panel's website  
3 diablocanyonpanel.org along with the transcript in about  
4 three weeks. We also have all the slides that were used  
5 for tonight will be posted probably tomorrow, and all  
6 the resource materials such as the Conservation Plan  
7 from the Natural Resources Agency are also available on  
8 the website.

9 I want to turn it back over to Scott for  
10 any closing comments.

11 SCOTT LATHROP: I get the closing comments, right?  
12 I appreciate that. I would like to thank everyone that  
13 participates tonight. This whole subject matter of  
14 land, Diablo Canyon Land is a really big deal in our  
15 Community. We hope the people will stay engaged as far  
16 as the process going toward.

17 I just would like to offer up to the Panel  
18 there if there's any other thoughts or comments before  
19 we close it out?

20 If not what I -- before closing I just  
21 would like to acknowledge a few people that helped put  
22 this program on tonight. Members of the public for  
23 attending and providing comments we really appreciate  
24 that. Speakers for their time and presentation  
25 primarily from the State, and of course Panel members.  
26 We appreciate that greatly.

27 And Thank you to the County Board of  
28 Supervisors for the facilities.

1                   Also, County Sheriff's Department for  
2 providing security this evening. PG&E's Fire Department  
3 for being on site for any medical emergencies that might  
4 have happened, and if staff support for the meeting  
5 because there is a lot of work on the back side to make  
6 that meeting happen so we really appreciate that, and  
7 then the Independent Living Resource Center for hearing  
8 impaired and also AGP video. For managing the Zoom  
9 meeting portion of the night and Imagine Court Reporting  
10 for preparing the overall meeting transcript.

11                   So for that we'd like to say -- whoops.  
12 One more.

13                   UNIDENTIFIED SPEAKER: I'm sorry. I have a  
14 question for you, Scott. And that is I'm not sure, but  
15 it appears that there may be conflicting claims to  
16 Tribal, you know, Heritage at the site.

17                   I don't know if, perhaps, I misunderstood  
18 that or if there were more than one tribe at the site  
19 previously.

20                   So the question I have is, is there a  
21 Tribal Counsel that would facilitate that discussion and  
22 resolve any potential conflicts that might exist between  
23 different Tribes? And I agree that anybody that wants  
24 to have a voice should attend these meetings. I don't  
25 think that anybody on this Panel is intending to ignore  
26 any member of the Public, I think, that has the right to  
27 speak, but maybe you can address that question because I  
28 think all of us are fairly naive to how that works.

1           SCOTT LATHROP: You know, that's a very important  
2 question as far as how do you determine the appropriate  
3 Tribal group of any entity or any territory.

4           What's very interesting to me is that or  
5 group, the YTT Northern Chumash is the only documented  
6 group that can actually validate where their origins are  
7 from, meaning actual village sites, and that is what are  
8 claim is to that overall area. We truly believe we are  
9 the appropriate Tribe to do consulting. Most of the  
10 time when you take a look at the Native American  
11 Heritage Commission they're talking about most-likely  
12 descendants. We would say we are the descendants of  
13 this particular area. Also we would say that  
14 the State of California through SB 18 and AB 52, there  
15 is an obligation of different permitting agencies to  
16 deal with the appropriate Tribe. In the event that  
17 there is not an appropriate Tribe simply because of  
18 being disbursed throughout the State because of what has  
19 happened to Native Groups, there is an opportunity to  
20 default to the list in order to have that consultation.

21           So as far the question, well, is there a  
22 big Counsel in sky that will make take these  
23 determinations? The answer is, No. We consider  
24 ourselves a Sovereign Nation and the decisions are based  
25 on our sovereignty, if you will. And so that's our  
26 claim as far as that overall area?

27           UNIDENTIFIED SPEAKER: So if there is no agency or  
28 organization that can facilitate that discussion how

1 would you suggest that discussion is facilitated?

2 SCOTT LATHROP: Well, again, currently right now,  
3 especially the latest Bill that was passed, that's  
4 SB 846, it's specifically noted in the CPUC process that  
5 they're supposed to work with the appropriate Tribe.

6 Now would leave it up to the CPUC to  
7 determine who is the appropriate tribe. What I would  
8 say is that in 2018 the triennial of 2018, the CPUC,  
9 already required PG&E to make the determination and the  
10 record, the Johnson Report was submitted.

11 And so we believe they have already done  
12 that, but other agencies, maybe they are not thinking  
13 the same and that would have to be dealt with.

14 UNIDENTIFIED SPEAKER: Okay, thanks.

15 CHUCK ANDERS: Okay. Thank you Panel, and  
16 everyone who participated tonight, and we'll consider  
17 this meeting adjourned.

18 Thank you.

19 (Adjourned at 9:10 p.m.)  
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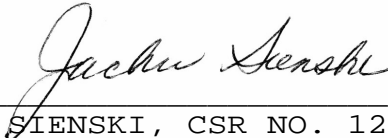


1 STATE OF CALIFORNIA )  
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I, JACKIE SIENSKI, CSR NO. 12390, FREELANCE COURT REPORTER, IN AND FOR THE SUPERIOR COURT OF THE STATE OF CALIFORNIA, COUNTY OF SAN LUIS OBISPO, DO HEREBY CERTIFY THAT THE WITHIN AND FOREGOING REPORTER'S TRANSCRIPT, CONSISTING OF PAGES 1 THROUGH 96, INCLUSIVE, IS A FULL, TRUE AND CORRECT TRANSCRIPT OF MY SHORTHAND NOTES OF TESTIMONY AND PROCEEDINGS HELD IN THE ABOVE MATTER.

DATED THIS 22ND DAY OF SEPTEMBER, 2023.



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 JACKIE SIENSKI, CSR NO. 12390, RPR  
 PRO TEM COURT REPORTER

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