# Notice of Determination

## Appendix D

**To:**

☒ Office of Planning and Research

*U.S. Mail:* P.O. Box 3044, Sacramento, CA 95812-3044

*Street Address:* 1400 Tenth St., Rm 113, Sacramento, CA 95814

☐ County Clerk
County of: Contra Costa

Address: 555 Escobar Street
Martinez, CA 94553

**From:**

Public Agency: California Energy Commission
Address: 715 P Street, MS 40
Sacramento, CA 95814

Contact: Ali Jahani
Phone: (279) 226-1175

Lead Agency (if different from above):

Address:

Contact:
Phone:

***SUBJECT: Filing of Notice of Determination in compliance with Section 21108 or 21152 of the Public Resources Code.***

State Clearinghouse Number (if submitted to State Clearinghouse): 2025100607

Project Title: AVAIO Pittsburg Backup Generating Facility

Project Applicant: AVAIO Infrastructure

Project Location (include county): 2232 Golf Club Road, Pittsburg, Contra Costa County

Project Description:

AVAIO Infrastructure is seeking a Small Power Plant Exemption for the AVAIO Pittsburg Backup Generating Facility. The Data Hub would include a three-story data center building (347,740 square foot), backup generators to support the data center building, an onsite project substation, a Pacific Gas and Electric Company switching station, and an onsite transmission line. The backup generators would only serve the Data Hub, by providing up to 92 MW of emergency generation to replace the maximum electricity needs of the Data Hub in case of a loss of utility power.

This is to advise that the California Energy Commission has approved the above
(☒ Lead Agency or ☐ Responsible Agency)

described project on December 8, 2025 (date) and has made the following determinations regarding the above described project.

1. The project [☐ will ☒ will not] have a significant effect on the environment.
2. ☐ An Environmental Impact Report was prepared for this project pursuant to the provisions of CEQA.
   ☒ A Negative Declaration was prepared for this project pursuant to the provisions of CEQA.
3. Mitigation measures [☒ were ☐ were not] made a condition of the approval of the project.
4. A mitigation reporting or monitoring plan [☒ was ☐ was not] adopted for this project.
5. A statement of Overriding Considerations [☐ was ☒ was not] adopted for this project.
6. Findings [☒ were ☐ were not] made pursuant to the provisions of CEQA.

This is to certify that the final EIR with comments and responses and record of project approval, or the negative Declaration, is available to the General Public at:
https://efiling.energy.ca.gov/Lists/DocketLog.aspx?docketnumber=24-SPPE-01

Signature (Public Agency): Kaycee Chang Title: Supervisor

Date: 12/09/2025 Date Received for filing at OPR:

Authority cited: Sections 21083, Public Resources Code.
Reference Section 21000-21174, Public Resources Code.