

Exhibit H

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PLN190253 (Dynergy Moss Landing LLC [Vistra Energy])

CEQA Comments regarding Initial Study

Review period of May 15, 2020 through June 15, 2020

1. May 18, 2020 – Chris Bjornstad, California Department of Transportation District 5
 2. June 4, 2020 – Molly Erickson, Stamp Erickson
-

DEPARTMENT OF TRANSPORTATION
CALTRANS DISTRICT 5
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*Making Conservation
a California Way of Life.*

May 18, 2020

MON-1-96.124
SCH#2020050309

Ms. Jacquelyn M. Nickerson
Management Analyst
County of Monterey Planning
1441 Schilling Place
Salinas, CA 93901

Dear Ms. Nickerson,

**COMMENTS FOR THE MITIGATED NEGATIVE DECLARATION (MND) – DYNEGY MOSS
LANDING LLC, MOSS LANDING, CA**

The California Department of Transportation (Caltrans), District 5, Development Review, has reviewed the Dynegy Moss Landing LLC project which adds four new battery energy storage systems to the existing facility. Caltrans offers the following comments in response to the MND:

1. Caltrans appreciates the Construction Management Plan proposals to ensure vehicle trips are directed away from State Route (SR) 1 during construction. The use of carpooling incentives, enforcement of one site entrance per vehicle, and deliveries avoiding peak hours will help avoid impacts to SR 1 and reduce green house gases (GHGs).
2. Please be aware that if any work is completed in the State's right-of-way it will require an encroachment permit from Caltrans, and must be done to our engineering and environmental standards, and at no cost to the State. The conditions of approval and the requirements for the encroachment permit are issued at the sole discretion of the Permits Office, and nothing in this letter shall be implied as limiting those future conditioned and requirements. For more information regarding the encroachment permit process, please visit our Encroachment Permit Website at:
<http://www.dot.ca.gov/trafficops/ep/index.html>.

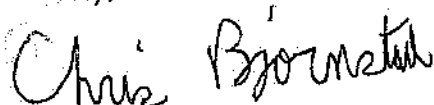
Jacquelyn M. Nickerson

May 18, 2020

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Thank you for the opportunity to review and comment on the proposed project. If you have any questions, or need further clarification on items discussed above, please contact me at christopher.bjornstad@dot.ca.gov.

Sincerely,

A handwritten signature in black ink that reads "Chris Bjornstad". The signature is written in a cursive, slightly slanted style.

Chris Bjornstad

Associate Transportation Planner

District 5 Development Review

From: [Molly Erickson](#)
To: [Swanson, Brandon xx5334](#)
Cc: [Mari Kloeppel](#); [Dugan, John x6654](#); [Strimling, Wendy x5430](#); [Spencer, Craig x5233](#); [Nickerson, Jacquelyn x5240](#)
Subject: Re: Initial Study Questions - PLN190253 - VISTRA
Date: Thursday, June 4, 2020 6:23:25 PM

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Brandon:

I have been in the Bay Area today on another matter. The monopole questions include the height and width of any new wires and other appendages. It certainly seems like providing an accurate and complete site plan and elevations, both with accurate legends, could make a big difference in the County's knowledge and would fill some current gaps in the information that the County has presented to public to date.

Another question is what is the correct height of the two big "smokestacks" as you call them. A recent County document has called them 500 feet and another said they are 550 feet, and during the phone call yesterday a male speaker said they are 600 feet. The correct information is material to accurate elevations and potential impacts. Thank you.

Molly Erickson
STAMP ERICKSON
Tel: 831-373-1214

On Jun 4, 2020, at 2:49 PM, Swanson, Brandon xx5334
<SwansonB@co.monterey.ca.us> wrote:

Molly,

Thanks for the speedy response, I understand your clarification on number 7. We are working to respond as quickly as we can. Our responses may generate additional questions, but you mentioned on the call yesterday that there were specific questions we were not able to get to that you were going to send us. I know you said it would not be possible yesterday due to your commitments, but would you be able to send those over today so we can add them in with these responses?

Thanks,

-Brandon

From: Molly Erickson <erickson@stamplaw.us>
Sent: Thursday, June 4, 2020 2:26 PM
To: Swanson, Brandon xx5334 <SwansonB@co.monterey.ca.us>
Cc: Mari Kloeppel <mkloeppel@earthlink.net>; Dugan, John x6654

<DuganJ@co.monterey.ca.us>; Strimling, Wendy x5430
<strimlingw@co.monterey.ca.us>; Spencer, Craig x5233
<SpencerC@co.monterey.ca.us>; Nickerson, Jacquelyn x5240
<NickersonJ@co.monterey.ca.us>

Subject: Re: Initial Study Questions - PLN190253 - VISTRA

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Brandon: this list is a good start. We ask the County to please respond as soon as possible because the County has started the clock running on the initial study comment period. We may not be able to provide further questions until we see the responses. As to item 7, I would use the word adequate or sufficient in place of "general."

Molly Erickson

STAMP ERICKSON

Tel: 831-373-1214

On Jun 4, 2020, at 1:53 PM, Swanson, Brandon xx5334
<SwansonB@co.monterey.ca.us> wrote:

Hello Molly and Mari,

In an effort to make sure we answer all your questions, I wanted to send the list that we took down in our notes. Can you please confirm that this is the information you are looking for? If I missed something, please let me know. Additionally, as we discussed, will you please provide the remainder of your questions that we were not able to discuss before you needed to leave?

Here are the questions/requests for information we understood:

1. Address consistency of the proposed project with coastal dependency LCP policy
2. Clarify if the two-legged high voltage tower depicted in red on Figure 4 is existing or proposed
3. Provide information on how tall the exiting mono-pole transmission towers on the site are that are depicted in Figure 4
4. Provide information on where the optional 4th mono-pole transmission tower would be located
5. Provide information on the dimensions of the proposed mono-pole transmission towers including the appendages attached to them
6. Additional detail on the potential PG&E replacement transmission towers that are mentioned in the Initial Study with respect to their

- location, size and what the existing towers are utilized for now.
7. Provide general clarification as to what “towers” means in the initial study (to avoid confusion with the smoke stacks on the site and other structures)
 8. Provide additional information on the lighting plan for the site, specifically if/how the transmission towers are lit, what else is lit up, and how potential impacts, if any, will be addressed
 9. Provide additional clarification about the landfill that will receive debris from the construction of the site, including the asphalt being removed.
 10. Provide additional information about the analysis that was done relative to birds flying near the proposed towers and the potential for impacts to the birds

Brandon Swanson
Monterey County Resource Management Agency
831-755-5334