

FEDERAL ENERGY REGULATORY COMMISSION
Washington, D.C. 20426

OFFICE OF ENERGY PROJECTS

Docket No. CD23-5-000 – California
Funks Energy Recovery Project
Sites Project Authority

VIA FERC Service

April 12, 2023

Mr. Jerry Brown
Executive Director
Sites Project Authority
PO Box 517
Maxwell, CA 95955

Subject: Notification the Funks Energy Recovery Project Meets the Qualifying Conduit
Hydropower Facility Criteria

Dear Mr. Brown:

On February 22, 2023, the Sites Project Authority filed a notice of intent pursuant to section 30(a) of the Federal Power Act (FPA), 16 U.S.C. § 823a(a), to construct a qualifying conduit hydropower facility, the Funks Energy Recovery Project. The project would be located along a pipeline within the water supply system near Maxwell, Colusa County, California.

On March 8, 2023, Commission staff issued a public notice that preliminarily determined the project met the statutory criteria for a qualifying conduit hydropower facility, and thus was not required to be licensed under Part I of the FPA. The notice established a 30-day period for entities to contest whether the project met the criteria. No interventions or comments were filed. Accordingly, by operation of FPA section 30(a), the Funks Energy Recovery Project, as described in the February 22, 2023, notice of intent, is deemed to meet the qualifying conduit hydropower facility criteria, and is not required to be licensed under Part I of the FPA. Qualifying conduit hydropower facilities remain subject to other applicable federal, state, and local laws and regulations.

If you have any questions, please contact Christopher Chaney at (202) 502-6778 or Christopher.Chaney@ferc.gov.

Sincerely,

Kelly Houff
Chief, Engineering Resources Branch
Division of Hydropower Administration
and Compliance