

CALIFORNIA ENERGY COMMISSION

1516 NINTH STREET
SACRAMENTO, CA 95814-5512

**NOTICE OF RECEIPT
PETITION TO AMEND
THE ENERGY COMMISSION DECISION FOR THE
TESLA POWER PROJECT (01-AFC-21C)**

DOCKET	
01-AFC-21C	
DATE	JAN 24 2007
RECD.	JAN 25 2007

Midway Power, LLC (the project owner) filed a petition dated November 13, 2006, and addendum dated January 22, 2007, with the California Energy Commission requesting to modify conditions of certification AQ-13, 15, 25, 26, 27, 28, 46, 52 and HAZ-6.

The 1120 megawatt project was certified by the Energy Commission on June 16, 2004, and has not yet begun construction. The facility is located in Eastern Alameda County near the City of Tracy.

DESCRIPTION OF PROPOSED MODIFICATIONS

The modifications proposed in the petition are as follows:

1. Increase daily emission limits for CO, PM10, and SO₂ during the project commissioning period. (AQ-13)
2. Increase the maximum total dissolved solids (TDS) concentration limit in the cooling tower water to reflect higher TDS levels in recycled water used in the cooling towers, and increase the number of PM10 emission reduction credits required as mitigation for a small increase in PM10 emissions due to the increased TDS concentration limit. (AQ-46 and 52)
3. Eliminate the seasonal PM10 emission limit reduction from November 1 through January 31. (AQ-28)
4. Increase emission limits for each turbine for NO_x and CO during startups, both hourly limits and total limits for each startup. (AQ-27)
5. Increase combined hourly emission limits for all turbines and heat recovery steam generators during startups and shutdowns. (AQ-27)
6. Change fuel sulfur content limit requirement to a 12-month rolling average. (AQ-15)
7. Eliminate the requirement that 60 minutes must elapse after initiation of startup of the first two gas turbines before additional turbines can be started. (AQ-26)
8. Eliminate duplicative and conflicting requirements relating to natural gas pipeline inspection. (HAZ-6)

ENERGY COMMISSION REVIEW PROCEDURES

The purpose of the Energy Commission's review process is to assess the impacts of this proposal on environmental quality, and public health and safety. The review process includes an evaluation of the consistency of the proposed changes with the Energy Commission's Decision and if the project, as changed, will remain in compliance with applicable laws, ordinances, regulations, and standards (Title 20, Calif. Code of Regulations, section 1769). Energy Commission staff is currently analyzing the request and will publish an analysis in the next several weeks. A public hearing for the purpose of approving or denying the amendment proposal will subsequently be held at a regularly scheduled Energy Commission business meeting.

This Notice of Receipt is being mailed to interested parties and property owners adjacent to the project site who may want to participate in the amendment process.

The petition is available on the Energy Commission's website at <http://www.energy.ca.gov/sitingcases/tesla/compliance/index.html>. The staff analysis (when published), and the Energy Commission Order (if approved), will also be posted on the website. If you would like to receive a hard copy of the petition, staff's analysis, and/or the Energy Commission Order if the changes are approved, please complete the enclosed Information Request Form and return it to the address shown.

If you have any comments or questions, please contact Steve Munro, Compliance Project Manager, at (916) 654-3936, or by fax to (916) 654-3882, or via e-mail to: smunro@energy.state.ca.us within 14 days of the date of this notice.

For further information on how to participate in this proceeding, please contact Margret J. Kim, the Energy Commission's Public Adviser, at (916) 654-4489, or toll free in California at (800) 822-6228, or by e-mail at pao@energy.state.ca.us. If you require special accommodations, please contact Lourdes Quiroz at (916) 654-5146. News media inquiries should be directed to Assistant Director, Claudia Chandler, at (916) 654-4989, or by e-mail at mediaoffice@energy.state.ca.us.

Date: January 24, 2007



ROGER E. JOHNSON, Manager
Siting and Compliance Office
Energy Facilities Siting Division

Enclosure: Information Request Form

Mail List #7136

Privacy Policy: You will receive only the information requested, and the Energy Commission will make no additional use of your personal information and it will not be provided to any other entity.

INFORMATION REQUEST FORM

COMPLETE & MAIL TO:

CALIFORNIA ENERGY COMMISSION
COMPLIANCE UNIT

ATTN: Steve Munro
1516 NINTH STREET, MS-2000
SACRAMENTO, CA 95814

OR FAX TO: (916) 654-3882

NAME AND/OR TITLE (AS IT IS TO APPEAR ON MAIL LABEL)

ORGANIZATION (IF APPLICABLE)

STREET ADDRESS OR P.O. BOX

CITY

STATE

ZIP CODE

PROPOSED AMENDMENT TO THE COMMISSION DECISION FOR THE TESLA POWER PROJECT TO MODIFY AIR QUALITY EMISSION LIMITS RELATED TO COMMISSIONING, STARTUP, SHUTDOWN, COOLING TOWERS, AND OTHER CHANGES

PLEASE CIRCLE THE DOCUMENTS YOU WOULD LIKE TO RECEIVE:

- PETITION TO AMEND
- STAFF ANALYSIS
- ENERGY COMMISSION ORDER

PROJECT: Tesla Power Project

DOCKET NO: 01-AFC-21C

MAIL LIST NO: 7136