

## Lance Shaw - Russell City Energy Center License Amendment - City Conditions

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**From:** Eric Knight  
**To:** david.rizk@hayward-ca.gov  
**Date:** 5/2/2007 1:47 PM  
**Subject:** Russell City Energy Center License Amendment - City Conditions  
**CC:** Lance Shaw

<b>DOCKET</b>	
<b>01-AFC-7</b>	
<b>DATE</b>	<b>MAY 02 2007</b>
<b>RECD.</b>	<b>MAY 03 2007</b>

Hi David,

At last week's workshop, I asked Jesus Armas if the City of Hayward would provide us with a list of conditions that the City would impose on the RCEC if the City were the permitting agency for the project. The conditions you provide would be considered by Energy Commission staff for inclusion in our recommended conditions of certification for the amended project. My request was in light of your April 19, 2007 letter that identified the RCEC as a "conditional use" as opposed to the 2001 determination that it was a "permitted primary use." Your letter identifies some conditions that pertain to land use and visual concerns. As I said at the workshop, the conditions could address any areas that the City would normally address in its permitting process and believes are appropriate for the project. At the workshop, Mr. Armas said the City would respond to my request. Would you please tell me by when you think the City could provide us with a response?

If you have any questions let me know.

Thank you for your attention to this matter.

Best regards,

Eric

Eric Knight  
 Senior Planner/Supervisor  
 California Energy Commission  
 Energy Facilities Siting Division  
 Community Resources Unit  
 1516 Ninth Street, MS-40  
 Sacramento, CA 95814  
 tel: 916.653.1850  
 fax: 916.651.8868

BEFORE THE ENERGY RESOURCES CONSERVATION AND DEVELOPMENT COMMISSION OF THE  
STATE OF CALIFORNIA

Amendment to the APPLICATION  
FOR CERTIFICATION OF THE  
RUSSELL ENERGY CENTER  
POWER PLANT PROJECT

Docket No. 01-AFC-7C  
PROOF OF SERVICE  
(Revised 4/9/07)

**INSTRUCTIONS:** All parties shall 1) send an original signed document plus 12 copies OR 2) mail one original signed copy AND e-mail the document to the web address below, AND 3) all parties shall also send a printed OR electronic copy of the documents that shall include a proof of service declaration to each of the individuals on the proof of service:

CALIFORNIA ENERGY COMMISSION  
Attn: Docket No. 01-AFC-7C  
1516 Ninth Street, MS-4  
Sacramento, CA 95814-5512  
[docket@energy.state.ca.us](mailto:docket@energy.state.ca.us)

**APPLICANT**

\*Michael A. Argentine, PE  
Director, Project Development  
Calpine Corporation  
104 Woodmere Road  
Folsom, CA 95630  
[margentine@calpine.com](mailto:margentine@calpine.com)

Marianna Isaacs,  
Administrative Manager  
Calpine Corporation  
3875 Hopyard Road, Suite. 345  
Pleasanton, CA 94588  
[misaacs@calpine.com](mailto:misaacs@calpine.com)

**Counsel for Applicant:**

Gregg L. Wheatland, Esq.  
Ellison, Schneider & Harris L.L.P.  
2015 H Street  
Sacramento, CA 95814-3109  
[glw@eslawfirm.com](mailto:glw@eslawfirm.com)

**CONSULTANT TO APPLICANT**

Doug Davy, Senior Project Manager  
CH2M HILL  
2485 Natomas Park Drive, Suite 600  
Sacramento, CA 95833  
[ddavy@ch2m.com](mailto:ddavy@ch2m.com)

**INTERESTED AGENCIES**

\*Larry Tong  
East Bay Regional Park District  
2950 Peralta Oaks Court  
Oakland, CA 94605-0381  
[Ltong@ebparks.org](mailto:Ltong@ebparks.org)

\*Weyman Lee, PE  
Bay Area AQMD  
939 Ellis Street  
San Francisco, CA 94109  
[weyman@baaqmd.gov](mailto:weyman@baaqmd.gov)

Mark Taylor, Field Supervisor  
East Bay Regional Park District  
3050 West Winton Avenue.  
Hayward, CA 94545  
[hayward@ebparks.org](mailto:hayward@ebparks.org)

Alex Ameri, P.E.  
Deputy Director of Public Works  
777 B Street  
Hayward, CA 94541-5007  
[alexa@ci.hayward.ca.us](mailto:alexa@ci.hayward.ca.us)

Larry Tobias  
CA. Independent System Operator  
151 Blue Ravine Road  
Folsom, CA 95630  
[LTobias@caiso.com](mailto:LTobias@caiso.com)

Bob Nishimura  
Bay Area AQMD.  
939 Ellis Street  
San Francisco, CA 94109  
[bnishimura@baaqmd.gov](mailto:bnishimura@baaqmd.gov)

Electricity Oversight Board  
770 L Street, Suite 1250  
Sacramento, CA 95814  
[esaltmarsh@eob.ca.gov](mailto:esaltmarsh@eob.ca.gov)

### **INTERESTED PARTICIPANTS**

CURE c/o Marc D. Joseph  
Adams Broadwell Joseph & Cardozo  
601 Gateway Boulevard, Suite 1000  
South San Francisco, CA 94080  
[mdjoseph@adamsbroadwell.com](mailto:mdjoseph@adamsbroadwell.com)

Parker Ventures, LLC  
c/o Reneon & Roberts  
Ten Almaden Boulevard, Suite 550  
San Jose , CA 95113

### **ENERGY COMMISSION**

JEFFREY D. BYRON  
Associate Member  
[jbyron@energy.state.ca.us](mailto:jbyron@energy.state.ca.us)

JOHN L. GEESMAN  
Presiding Member  
[jgeesman@energy.state.ca.us](mailto:jgeesman@energy.state.ca.us)

Paul Kramer  
Hearing Officer  
[pkramer@energy.state.ca.us](mailto:pkramer@energy.state.ca.us)

**\*Lance Shaw**  
**Project Manager**  
**[lshaw@energy.state.ca.us](mailto:lshaw@energy.state.ca.us)**

Dick Ratliff  
Staff Counsel  
[dratliff@energy.state.ca.us](mailto:dratliff@energy.state.ca.us)

Public Adviser  
[pao@energy.state.ca.us](mailto:pao@energy.state.ca.us)

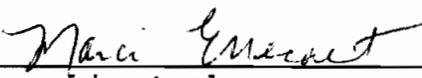
**DECLARATION OF SERVICE**

I, Marci Errecart, declare that on May 3, 2007, I deposited copies of the attached 5/1/07 Russell City Waste ROC & 5/2/07 email to David Rizk from Eric Knight re: Russell City Energy Center License Amendment – City Conditions in the United States mail at Sacramento, California with first-class postage thereon fully prepaid and addressed to those identified on the Proof of Service list above.

**OR**

Transmission via electronic mail was consistent with the requirements of California Code of Regulations, title 20, sections 1209, 1209.5, and 1210. All electronic copies were sent to all those identified on the Proof of Service list above.

I declare under penalty of perjury that the foregoing is true and correct.

  
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[signature]