

1 RICHARD E. WINNIE [68048]
County Counsel
2 Brian Washington [146807]
Assistant County Counsel
3 By: Andrew Massey [240995]
Associate County Counsel
4 Office of County Counsel, County of Alameda
1221 Oak Street, Suite 450
5 Oakland, California 94612
Telephone: (510) 272-6700
6 Attorneys for County of Alameda

DOCKET
01-AFC-7
DATE _____
RECD. OCT 23 2007

7
8 STATE OF CALIFORNIA
State Energy Resources
9 Conservation And Development Commission

10 In the Matter of: _____ Docket No.: 01-AFC-7C
11
12 DECLARATION OF
13 **RUSSELL CITY ENERGY CENTER,**

14 **DECLARATION OF JAMES SORENSEN**

15 I, James Sorensen, declare that

- 16 1. I am Director of the Community Development Agency, County of Alameda. I make this
17 declaration of my own knowledge, and if called to do so, I could and would testify competently
18 as to the matters set forth herein.
- 19 2. I am generally familiar with the work of the California Energy Commission ("the
20 Commission").
- 21 3. Over the past several years, the Community Development Agency has worked with the
22 Commission on applications for the siting of power plants in unincorporated Alameda County,
23 including the East Altamont Energy Center (Docket No. 01-AFC-4) and the Tesla Power Plant
24 (Docket No. 01-AFC-21).
- 25 4. With both the East Altamont Energy Center and the Tesla Power Plant, the Commission
26 provided the Community Development Agency with notice of the proposed projects, and
27 requested the Community Development Agency's comments, analyses and recommendations.
28

1 5. After reviewing documents on the Commission's website and consulting with my staff, I
2 learned that the Alameda County Community Development Agency and the Alameda County
3 Redevelopment Agency had not received notice of the Russell City Energy Center amendment
4 proceedings.

5 6. As the Commission's record demonstrates, prior to the City of Hayward's annexation of
6 the land identified in the Russell City Energy Center site plan, a portion of the project was in
7 unincorporated Alameda County over which the County had land use authority.

8 7. Even after the annexation of land by the City of Hayward, the Russell City Energy Center
9 site plan still fell within the jurisdiction of the Mt. Eden Sub Area of the Redevelopment Agency's
10 Eden Redevelopment Plan.

11 8. The Community Development Agency and Redevelopment Agency, along with the
12 County Board of Supervisors, the County Airport Land Use Commission and the Planning
13 Department, should have received notice from the Commission of the Russell City Energy
14 Center amendment proceedings, and been provided the opportunity to offer comments,
15 analyses and recommendations.

16 9. On September 24, 2007, I wrote a letter to Ms. Jackalyne Pfannestiel, Chair of the
17 Commission, informing her of the lack of notice to the Community Development Agency and the
18 Redevelopment Agency, and urging her to delay decision on the Russell City Energy Center
19 amendments until those agencies had time to review and comment on the project.

20 10. Attached hereto as Exhibit A is a true and correct copy of the above-referenced letter I
21 wrote to Ms. Pfannestiel on September 24, 2007.

22 11. At the Commission Business Meeting on September 26, 2007, I provided comments on
23 the record to make the Commission aware that it had neglected to contact the Community
24 Development Agency and the Redevelopment Agency, and the important contributions these
25 agencies would provide to the amendment proceedings. I also urged the Commission to delay
26 its final decision to allow Alameda County additional time to review the Russell City Energy
27 Center proposal.

28

1 12. Although the Commission listened to my comments, the Commissioners replied that
2 several unidentified Alameda County agencies had received sufficient notice, and did not
3 provide me an opportunity to rebut that statement.

4 13. On October 2, 2007, I telephoned Dick Ratliff, Staff Counsel to the Commission,
5 requesting all copies of mailing lists used to provide notice in the Russell City Energy Center
6 amendment proceedings, along with copies of all notices sent to Alameda County public
7 agencies.

8 14. On October 11, 2007, I received a written response from Mr. Ratliff dated October 5,
9 2007, that attached three separate mailing lists along with copies of an agency referral letter
10 and notice allegedly sent to Alameda County public agencies.

11 15. Attached hereto as Exhibit B is a true and correct copy of the above-referenced letter
12 and attached mailing lists, referral letter and notice I received from Mr. Ratliff dated October 5,
13 2007.

14 16. Upon my review of the referral letter and notice allegedly provided to some Alameda
15 County public agencies, I discovered that the referral letter stated that the Russell City Energy
16 Center was to be constructed on land entirely within the City of Hayward, while the notice stated
17 that part of the project would be constructed on land in the unincorporated area of Alameda
18 County.

19 17. From my experience, I believe that those Alameda County agencies that did receive
20 notice would have conducted much greater review of the Russell City Energy Center
21 amendment had the agency referral letter not stated that it was proposed to be located in the
22 City of Hayward, rather than in the unincorporated area of Alameda County.

23 I declare under penalty of perjury under the laws of the State of California that the
24 foregoing is and correct. Executed in Oakland, California.

25 DATED: October 18, 2007


James Sorensen
Director
Community Development Agency
County of Alameda

28

EXHIBIT A



ALAMEDA COUNTY COMMUNITY DEVELOPMENT AGENCY

James E. Sorensen
Agency Director

September 24, 2007

Ms. Jackalyne Pfannestiel, Chair
California Energy Commission
1516 Ninth Street
Sacramento, CA 95814-5512

Subject: Russell City Energy Center, Docket # 01-AFC-7C

Dear Chair Pfannestiel:

I am writing to ask the California Energy Commission to delay any decision to approve the Russell City Energy Center (RCEC) until the County of Alameda and Alameda County Redevelopment Agency have had appropriate time to review and comment on the project. A portion of the project site appears to be located in an area that was recently annexed to the City of Hayward but is still within the Mt. Eden Sub Area of the Eden Redevelopment Plan and therefore within the jurisdiction of the Alameda County Redevelopment Agency.

We have concern that lands in this general area (including unincorporated territory) downwind and in the general viewshed of this facility might be adversely affected by the operation and that County roads and facilities might also be impacted by the construction and operation of the facility. I have recently become aware of a general concern in the community of a potential safety issue relating to possible hazardous releases from plants of this type and the possible need to evacuate people from nearby areas. Such events could have impacts that may be of concern to the Bay Area Air Quality Management District, the California Department of Transportation (Caltrans), the Alameda County Transportation Authority (ACTA), and the Alameda County Transportation Improvement Authority (ACTIA). The three transportation agencies may be concerned with the functioning and improvement of I-880, SR 92 and the interchange of these two facilities. These and perhaps other issues are of importance to the County.

The Alameda County Airport Land Use Commission (ALUC) was notified and has worked diligently on the project from the perspective of its single issue. The ALUC, however, is not responsible for either representing or communicating with the larger County on general issues. The County of Alameda, a general purpose government with broad responsibilities to unincorporated and incorporated areas alike, and the County Redevelopment Agency, responsible for lands within the Redevelopment Area, have not been included in the notice and referral lists for the RCEC. Since the County and Redevelopment Agency have not received project documentation or been notified of project review hearings, they have not been afforded the opportunity to fulfill their responsibilities and review and formally respond to the CEC regarding the project.

The County Community Development Agency and Public Works Agency are responsible for reviewing and informing the County Board of Supervisors, the County Redevelopment Agency, and other County boards and commissions on land use and transportation issues that could have impacts on county residents, plans, programs, and facilities. Please add

appropriate documents for review:

Chris Bazar
Assistant Director, Alameda County Community Development Agency
Planning Director, Alameda County Planning Department
Alameda County Community Development Agency
224 West Winton Avenue #111
Hayward, CA 94544

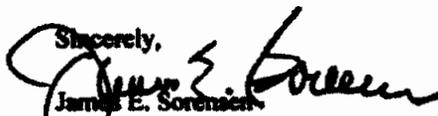
Eileen Dalton
Redevelopment Director
Alameda County Redevelopment Agency
224 West Winton Avenue #110
Hayward, CA 94544

Daniel Woldesenbet, Ph.D. P.E.
Director of Public Works
Alameda County Public Works Agency
399 Elmhurst Street
Hayward, CA 94544

County agencies will promptly respond to your referral following review and hearing at the County Planning Commission, the Redevelopment Agency and Board of Supervisors. The earliest possible date this can be placed on the agenda of the Planning Commission is October 15, 2007. Board of Supervisors and Redevelopment Agency meetings will be determined once the Planning Commission has completed its review. In light of the recent findings of the FAA, the ALUC may also reconvene to review any position it has previously taken on the RCEC. (No decision has been made or date set.)

Thank you in advance for your consideration.

Sincerely,



James E. Sorensen
Director, Alameda County Community Development Agency
Executive Director, Alameda County Redevelopment Agency

cc: Board of Supervisors
Susan Muranishi, County Administrator
Richard E. Winnie, County Counsel
Brian Washington, Assistant County Counsel
Chris Bazar, Assistant Director/Planning Director, CDA
Eileen Dalton, Redevelopment Director
Daniel Woldesenbet, Director of Public Works
City of Hayward Mayor Michael Sweeney and Hayward City Council
Paul Kramer, CEC

EXHIBIT B

CALIFORNIA ENERGY COMMISSION

1516 Ninth Street
Sacramento, California 95814

WEBSITES

Main website: www.energy.ca.gov

Children's website: www.energyquest.ca.gov

Consumer Information: www.ConsumerEnergyCenter.org



RECEIVED OCT 11 2007

October 5, 2007

Mr. James Sorensen, Director
County Development Agency
1221 Oak Street, Rm. 555
Oakland, CA 94612

Re: Request for Russell City Amendment (01-AFC-7C) mailing lists and notices for agency participation

Dear Mr. Sorensen:

On October 2, 2007, you requested that the Energy Commission provide you with its mailing lists for the Russell City Amendment proceeding. There are three such lists. We have decided that we can release two of them to you in their entirety, and the third one after deleting the names and addresses of private citizens.

One list, No. 7080, is almost entirely public agencies, and is all on one page. List No. 7078 is a mixed list that includes both public citizens and various agencies, businesses, and institutions, including seven Alameda County agencies or offices. This list, which was available to me as an Excel file, has been edited to delete private persons and their addresses, as we previously have discussed by phone. It thus differs in this manner from the actual list. Finally, list No. 7079 (three pages) is a list of citizens and businesses, and was based on property ownership in the nearby area. We are providing this list in its entirety because it was compiled using publicly available records.

On October 3, 2007, Alameda County Counsel Andrew Massey also called requesting two docketed items: 1) Item No. 38532 from the Amendment docket (the November 28, 2006, Agency Notice/Request for Agency Participation); and 2) Item No. 20718 from the original AFC proceeding (the June 4, 2001, Agency Distribution List). These are included among the documents enclosed, labeled with the docket item number. I have also included Item Nos. 20691 (May 31, 2001, Notice of Receipt) and 21104 (June 20, 2001, Request for Agency Participation) from the original AFC docket. Please understand that obtaining documents from the 2001 AFC proceeding requires one of our employees to leave the building and go to State Archives for the information. As a fellow public servant I know you understand what these requests mean in terms of agency resources.

James Sorensen, Director
October 5, 2007
Page 2

Enclosed Docket Item No. 38532 (November 28, 2006, Request for Agency Participation) indicates that it was mailed to (among other lists) list No. 7078, the list including seven Alameda County departments or offices.

The Commission charges \$0.10 per page for copy fees, but I am waiving this fee for your request, as it involves fewer than 20 pages. Please share the enclosures with Mr. Massey in your County Counsel's office.

Please feel free to contact me if you have questions. My number is (916) 653-1653.

Best regards,



Richard C. Ratliff
Staff Counsel IV

RCR/jcm

Enclosures

cc: Andrew Massey, Alameda County Counsel

LIST No. 7080

156240	ALEX	AMERI PE	DEPUTY DIRECTOR	PUBLIC WORKS FOR UTILITIES	777 B ST	HAYWARD	CA 94541-5007
156241	PHIL	GORDAN		HASPCAC	1922 HILLSDALE ST	HAYWARD	CA 94541-5428
156242	NEAL	KILMINSTER		PILSBURY WINTHROP	PO BOX 7890	SAN FRANCISCO	CA 94120-7890
156196	KEITH	LICHTEN		SF BAY REGIONAL WATER QUALITY CONTROL	1515 CLAY ST STE 1400	OAKLAND	CA 94612-1482
132027	ROBERT O	UETZEN		STATE PARKS & RECREATION	1 CAPITOL MALL STE 500	SACRAMENTO	CA 95814-3245
156246	FONOLD	VAN BUSKIRK		PILSBURY WINTHROP	PO BOX 7890	SAN FRANCISCO	CA 94120-7890
156247				ALAMEDA CO - HAZ MAT TEAM	836 E 14TH ST STE 200	SAN LEANDRO	CA 94577-3767
156246				ALAMEDA CO PUBLIC WORKS	951 TURNER CT	HAYWARD	CA 94545-2851
156253				ARB - PROJECT ASSESSMENT BRANCH	1001 I ST	SACRAMENTO	CA 95814-2828
156249				BAY AREA AIR QUALITY MGMT DIST	939 ELLIS ST	SAN FRANCISCO	CA 94109-7799
184310				CA DEPT OF FISH & GAMES	PO BOX 47	YOUNTVILLE	CA 94599-0047
156251				CA OFFICE OF HISTORIC PRESERVATION	1416 8TH ST # 1442-7	SACRAMENTO	CA 95814-5511
161133				CA STATE LIBRARY - GOVT PUBS	914 CAPITOL MALL RM 400	SACRAMENTO	CA 95814-4802
156252				CAL ISO	151 BLUE RAVINE RD	FOLSOM	CA 95630-4704
156250				CALIFORNIA DEPT OF FISH AND GAME	PO BOX 47	YOUNTVILLE	CA 94599-0047
132012			EPA ID CENTER	CEC - ENERGY LIBRARY	1516 9TH ST	SACRAMENTO	CA 95814-6504
156257				DEPT OF TOXIC SUBSTANCES CONTROL	PO BOX 806	SACRAMENTO	CA 95812-0806
149458				EAST BAY MUNICIPAL UTILITY DISTRICT	PO BOX 24055	OAKLAND	CA 94623-1055
156259				ELECTRICITY OVERSIGHT BOARD	770 L ST STE 1250	SACRAMENTO	CA 95814-3363
131987				FRESNO CO LIBRARY CENTRAL HQ	2420 MARIPOSA ST	FRESNO	CA 93721-2204
156244				HAYWARD PUBLIC LIBRARY - MAIN BRAN	835 C ST	HAYWARD	CA 94541-5120
156256				HAYWARD PUBLIC WORKS - ENGINEERING	777 B ST	HAYWARD	CA 94541-5007
156255				HAYWARD WATER POLLUTION SOURCE CON	24499 SOTO RD	HAYWARD	CA 94544-1430
131984				HUMBOLDT COUNTY LIBRARY	1313 3RD STREET	EUREKA	CA 95801-0553
140598				SAN DIEGO PUBLIC LIBRARY	820 E ST	SAN DIEGO	CA 92101-0478
156261			TOXICS CLEAN DIV	SAN FRANCISCO BAY RWCCB	1515 CLAY ST STE 1400	OAKLAND	CA 94612-1482
154780			GOVT INFO CENTER	SAN FRANCISCO PUBLIC LIBRARY	100 LARKIN ST	SAN FRANCISCO	CA 94102-4733
156262				US ARMY CORPS OF ENGINEERS	333 MARKET ST	SAN FRANCISCO	CA 94105-2195
156263				US EPA - AIR PERMITTING DIV	75 HAWTHORNE ST	SAN FRANCISCO	CA 94105-3920
113158			SAN JOAQUIN VALLEY BRANCH	US FISH & WILDLIFE	2800 COTTAGE WAY STE W/2805	SACRAMENTO	CA 95825-1888
156264				WASTE MGMT AUTH OF ALAMEDA CO	777 DAVIS ST STE 100	SAN LEANDRO	CA 94577-6923

List Number 7078 RussellCity (Redacted)

		ALAMEDA CO - DEPT OF AGRICULTURE	224 W WINTON AVE STE 184	HAYWARD	CA 94544-1220
		ALAMEDA CO - DEPT OF ENVIRON HEALTH	1131 HARBOR BAY PKWY	ALAMEDA	CA 94502-6540
		ALAMEDA CO - HAZ MAT TEAM	835 E 14TH ST STE 200	SAN LEANDRO	CA 94577-3767
		ALAMEDA CO ASSESSOR	1221 OAK ST STE 145	OAKLAND	CA 94612-4223
		ALAMEDA CO AUDITOR	1221 OAK ST STE 249	OAKLAND	CA 94612-4223
		ALAMEDA CO PUBLIC WORKS	951 TURNER CT	HAYWARD	CA 94545-2851
		ALAMEDA CO SHERIFFS DEPT	1401 LAKEVIEW DR	OAKLAND	CA 94612-4305
		ARB - PROJECT ASSESSMENT BRANCH	1001 I ST	SACRAMENTO	CA 95814-2828
JON BOB	DAVIDSON NISHIMURA	ASPEN BAY AREA AIR QUALITY MGMT DIST	30423 CANNWOOD ST STE 2	AGUIFA HILLS	CA 91301-2092
		BAY AREA AIR QUALITY MGMT DIST	939 ELLIS STREET	SAN FRANCISCO	CA 94109-7714
		CA OFFICE OF HISTORIC PRESERVATION	1416 9TH ST # 1442-7	SACRAMENTO	CA 94109-7799
		CA STATE LIBRARY - GOVT PUBS	914 CAPITOL MALL RM 400	SACRAMENTO	CA 95814-5511
		CAL ISO	151 BLUE RAVINE RD	SACRAMENTO	CA 95814-4802
		CAL OSHA DISTRICT OFFICE	1515 CLAY ST STE 1103	FOLSOM	CA 95630-4704
		CALIFORNIA HIGHWAY PATROL	444 N 3RD ST STE 310	SACRAMENTO	CA 95814-0228
		CEC - ENERGY LIBRARY	1516 9TH ST	SACRAMENTO	CA 95814-5504
		CEC - MS 2000	1516 9TH ST	SACRAMENTO	CA 95814-5512
LANCE	SHAW	CH2M HILL	2485 NATOMAS PARK DR STE 600	SACRAMENTO	CA 95833-2975
DOUGLAS M DAVY	JONES	CH2MHILL	2485 NATOMAS PARK DR STE 6	SACRAMENTO	CA 95833-2937
DAVE	ANDERLY	CITY OF HAYWARD	777 B ST	HAYWARD	CA 94541-5007
DYANA	ARMAS	CITY OF HAYWARD	777 B ST	HAYWARD	CA 94541-5007
JESUS	COOPER	CITY OF HAYWARD	777 B ST	HAYWARD	CA 94541-5007
ROBERTA	EHEINTHAL	CITY OF HAYWARD	777 B ST	HAYWARD	CA 94541-5007
SYLVIA	OTTOLE	CITY OF HAYWARD	777 B ST	HAYWARD	CA 94541-5007
MICHAEL	ARESTEN	CITY OF HAYWARD - FIRE CHIEF	777 B ST	HAYWARD	CA 94541-5007
LARRY	ARESTEN	COMMUNITY & ECONOMIC DEVELOPMENT	777 B ST	HAYWARD	CA 94541-5007
DAVID	RIZK	COMMUNITY AND ECONOMIC DEVELOP	777 B ST FL 1	HAYWARD	CA 94545-3809
		CUSTOM LABELS INC	3382 INVESTMENT BLVD	HAYWARD	CA 94541-4109
KAREN	HOLGRNEISTE	DAILY REVIEW NEWSPAPER	22533 FOOTHILL BLVD	SACRAMENTO	CA 95814-5901
JAMES	BUSH	DEPARTMENT OF EDUCATION	1430 N ST	SACRAMENTO	CA 95812-0806
		DEPT OF TOXIC SUBSTANCES CONTROL	PO BOX 806	HILLSBOROUGH	CA 94010-7449
		OPA ASSOCIATES	90 TOBIN CLARK DR	OAKLAND	CA 94623-1055
		EAST BAY MUNICIPAL UTILITY DISTRICT	PO BOX 24055	OAKLAND	CA 94605-5369
JOSEPH	DINATO	EAST BAY REGIONAL PARK DISTRI	2950 PERALTA OAKS CT	HAYWARD	CA 94545-1126
MARK	TAYLOR	EAST BAY REGIONAL PARK DISTRICT	3050 W WINTON AVE	OAKLAND	CA 94605-5320
LARRY	TONG	EAST BAY REGIONAL PARK DISTRICT	2850 PERALTA OAKS CT	SACRAMENTO	CA 95814-3363
		ELECTRICITY OVERSIGHT BOARD	770 L ST STE 1250	SACRAMENTO	CA 95814-3363
GREGG	WHEATLAND ESQ	ELLISON SCHNEIDER & HARRIS LLP	2015 H ST	SACRAMENTO	CA 95814-3109
		ENTERPRISE AVE ASSOCIATES	27900 VIA VENTANA	LOS ALTOS HILLS	CA 94022-3270
		ENVIRON HEALTH & HAZARD ASSESSMENT	PO BOX 4010	FRESNO	CA 93721-2204
		FRESNO CO LIBRARY CENTRAL HQ	2420 MARIPOSA ST	HAYWARD	CA 94545-3200
		GILLIG CORPORATION	25900 CLAWITTER RD	SAN FRANCISCO	CA 94102-2841
BRADLEY	ANGEL	GREENACTION FOR HEALTH	1 HALLIDIE PLZ STE 780	ROSEVILLE	CA 95661-3078
ANDREA	GRENIER	GRENIER & ASSOCIATES	1420 E ROSEVILLE PKWAY STE 140-377	HAYWARD	CA 94544-7530
EVELYNN	CORNIER	HASPCA CAC	31020 CARROLL AVE	HAYWARD	CA 94541-5428
PHIL	GORDAN	HASPCA	1922 HILLSDALE ST	HAYWARD	CA 94541-5210
ERICK	WILLVERD	HAYWARD AREA PARK & REC DISTR	1099 E ST	HAYWARD	CA 94541-5007
		HAYWARD FIRE DEPARTMENT	777 B ST	OAKLAND	CA 94612-3553
		HAYWARD POINT EDEN	1939 HARRISON ST STE 715	HAYWARD	CA 94544-1137
		HAYWARD PUBLIC DEPT	300 W WINTON AVE	HAYWARD	CA 94541-5120
		HAYWARD PUBLIC LIBRARY - MAIN BRAN	835 C ST	HAYWARD	CA 94541-5007
		HAYWARD PUBLIC WORKS - ENGINEERING	777 B ST	HAYWARD	CA 94544-1376
		HAYWARD UNIFIED SCHOOL DISTRICT	24411 AMADOR ST	HAYWARD	CA 94544-1430
		HAYWARD WATER POLLUTION SOURCE CON	24499 SOTO RD	HAYWARD	CA 94544-1430
		HUMBOLDT COUNTY LIBRARY	1313 3RD STREET	EUREKA	CA 95501-0553

List Number 7078 RussellCity (Redacted)

		INSTITUTIONAL ALLIANCE FUND	2234 FARADAY AVE # O	CARLSBAD	CA 92008-7208
		J & M INC	6700 NATIONAL DR	LIVERMORE	CA 94550-9804
		KAISER - HOSPITAL OPERATIONS	27400 HESPERIAN BLVD	HAYWARD	CA 94545-4235
ROGER	BEERS	LAW OFFICES OF ROGER BEERS	2830 LAKESHORE AVE STE 408	OAKLAND	CA 94610-3614
		MANUFACTURERS EQUIPMENT COMPANY	1313 SANDERLING IS	POINT RICHMOND	CA 94901-4718
WILLIAM	HAMERSKY	MOSQUITO ABATEMENT	23187 CONNECTQUIT ST	HAYWARD	CA 94545-1605
		NATIONAL RESOURCES CONSERVATION SER	430 G ST DEPT 4164	DAVIS	CA 95616-4164
		PACIFIC GULF PROPERTIES INC	2235 FARADAY AVE STE O	CARLSBAD	CA 92008-7215
		PANRESOURCES INTERNATIONAL	2482 WYANDOTTE ST	MOUNTAIN VIEW	CA 94043-2313
		PARKER VENTURES LIABILITY	433 N CAMDEN DR STE 1070	BEVERLY HILLS	CA 90210-4434
REBECCA	DELANEY	PARKER VENTURES LLC	10 ALMADEN BLVD STE 550	SAN JOSE	CA 95113-2262
AL	SPATCHER	PARKER VENTURES LLC	1030 DETROIT AVE	CONCORD	CA 94518
		PG&E	77 BEALE ST	SAN FRANCISCO	CA 94177-4001
FRANK	DAUBY	PG&E - GAS ENGINEER	376 N WIGET LN STE 250	WALNUT CREEK	CA 94598-2472
ROBERT	ENGLISH	PG&E - PROJECT MNGR	245 MARKET ST RM 1046D	SAN FRANCISCO	CA 94105-1702
NEAL	KILMINSTER	PILSBURY WINTHROP	PO BOX 7880	SAN FRANCISCO	CA 94120-7880
RONOLD	VAN BUSKIRK	PILSBURY WINTHROP	PO BOX 7880	SAN FRANCISCO	CA 94120-7880
ALEX	AMERI PE	DEPUTY DIRECTOR	1515 CLAY ST STE 90	OAKLAND	CA 94612-1499
		PRESSURE VESSEL UNIT DISTRICT	777 B ST	HAYWARD	CA 94541-5007
		PUBLIC WORKS FOR UTILITIES	4880 SANTA ROSA RD STE 300	CAMARILLO	CA 92012-0958
		SALEM BROADCASTING COMPANY	820 E ST	SAN DIEGO	CA 92101-6478
		SAN DIEGO PUBLIC LIBRARY	1515 CLAY ST STE 1400	OAKLAND	CA 94612-1482
		SAN FRANCISCO BAY RWOCB	100 LARKIN ST	SAN FRANCISCO	CA 94102-4733
		TOXICS CLEAN DIV	1515 CLAY ST STE 1400	OAKLAND	CA 94612-1482
KEITH	LICHTEN	GOVT INFO CENTER	27200 CALAROGA AVE	HAYWARD	CA 94545-4383
		SF BAY REGIONAL WATER QUALITY CONTROL	1 CAPITOL MALL STE 500	SACRAMENTO	CA 95814-3245
		ST ROSE HOSPITAL	800 5TH AVE	NEW BRIGHTON	PA 15066-1922
ROBERT O	UEL TZEN	STATE PARKS & RECREATION	333 MARKET ST	SAN FRANCISCO	CA 94105-2195
		TUSCARORA INCORPORATED	75 HAWTHORNE ST	SAN FRANCISCO	CA 94105-3920
		US ARMY CORPS OF ENGINEERS	2800 COTTAGE WAY STE W2805	SACRAMENTO	CA 95825-1888
		US EPA - AIR PERMITTING DIV	777 DAVIS ST STE 100	SAN LEANDRO	CA 94577-6923
		SAN JOAQUIN VALLEY BRANCH	2235 FARADAY AVE STE O	CARLSBAD	CA 92008-7215
		US FISH & WILDLIFE	10990 ROE AVE	OVERLAND PARK	KS 66211-1213
		WASTE MGMT AUTH OF ALAMEDA CO			
		WXA/JP REAL ESTATE LIMITED			
		YELLOW FREIGHT SYSTEM			

LIST NO. 7079

156180 STEVEN	ALLINGTON	4348 HEYER AVE	CASTRO VALLEY	CA	94546-3510
184276 MARK R & BLAIR D	AYDELOTTE	3150 DIABLO AVE	HAYWARD	CA	94545-2702
184277 SHERMAN L & SHIRLEY C	BALCH	1410 CALHOUN ST	HAYWARD	CA	94544-4283
184280 AN BACHARACH-BARBARA	BISHOP	36536 CHERRY ST	NEWARK	CA	94560-3048
184281 OSCAR & LYDIA	BORSUK	1628 VALLEJO ST	SAN FRANCISCO	CA	94123-5152
184282 JUAN F & FANNY L	BUENO	25589 SEABOARD LN	HAYWARD	CA	94545-3209
184442 CARLO & VALERIA	DENG	3531 DEER CREST DR	DANVILLE	CA	94506-6013
156184 RUBEN	DIREGLO	3723 OAKES DR	HAYWARD	CA	94542-1718
156183 PAUL	DORRIS	3698 DEPOT RD	HAYWARD	CA	94545-2718
156185 GERARD	DORRIS	3720 DEPOT RD	HAYWARD	CA	94545-2720
184283 GERARD	DOWD	1836 PORTOLA RD	WOODSIDE	CA	94082-1228
184284 JON & MARGARET	DOWD	3401 ENTERPRISE AVE	HAYWARD	CA	94545-3201
156186 JON	EASH	1233 WEBB ST	HAYWARD	CA	94545-2013
184285 RONALD J & SUZANNE E	EASH	3882 DEPOT RD	HAYWARD	CA	94545-2722
156187 BARYLANI	EBEL	23626 BERNHARDT ST	HAYWARD	CA	94545-1825
156190 DU & RICHONDA	FERROZ	3744 DEPOT RD	HAYWARD	CA	94545-2720
184286 BARRY M	FRANK	25616 NICKEL PL	HAYWARD	CA	94545-3222
156192 MARK & KENTH	GALLAGHER	9 ASHMOUNT WAY	OAKLAND	CA	94610-1208
184287 FRANK C	GOODMAN	5617 SLOAN PL	CALABASAS	CA	91302-3159
184288 R A & ALISSA L	GOULD	23460 KIDDER ST	HAYWARD	CA	94545-1835
183440 RICHARD L & VIRGINIA	HADEER	3449 ENTERPRISE AVE	HAYWARD	CA	94545-3220
183439 CHARLES H JR & ELEAN	HANNAN	20 LIQUIDAMBER CT	HAYWARD	CA	94506-4529
183438 TAYU	HANSEN	17 ESTABUENO DR	DANVILLE	CA	94563-4121
184289 MICHAEL & LAURA	HUANG	25058 VIKING ST	ORINDA	CA	94545-2704
184290 JACQUEE & PERMINDER	JORDAN	220 BROOKWOOD RD	HAYWARD	CA	94082-2305
156195 ETHUD & EILEEN	KARPOO	528 OAKSHIRE PL	WOODSIDE	CA	94545-2704
184291 GEORGE & MARY	KIRSCHNER	3402 ENTERPRISE AVE	HAYWARD	CA	94507-2325
184292 WEN P & YU Y	LAWSON	41108 CANYON HEIGHTS DR	HAYWARD	CA	94545-3202
183402 PAULINE	LEE	23063 MANSFIELD AVE	FREMONT	CA	94539-3910
183403 CHIN	LEWIS	3149 DEPOT RD	HAYWARD	CA	94541-3300
184293 CHE C & SHU F	LIU	4078 OAK MANOR CT	HAYWARD	CA	94545-2707
183428 JUANITA	LOGAN	4142 PEBERGINE WAY	HAYWARD	CA	94542-1444
183422 CHEE B & CHRISTINA	LOUIE	717 AIRPORT BLVD	PLEASANTON	CA	94542-1444
156198 ETHEL	LUCCHETTI	958 FLYING FISH ST	SOUTH SAN FRANCISCO	CA	94080-1815
184295 JAMES M & VICTORIA S	LUTSCHAN	19157 PARSONS AVE	FOSTER CITY	CA	94404-1454
156199 RICHARD & SUSAN	LUZZI	5862 COLD WATER DR	CASTRO VALLEY	CA	94546-3084
183407 MARIAN L & JAN	MEDELL	25652 NICKEL PL	CASTRO VALLEY	CA	94552-1807
184296 PATRICK J	MONAGHAN	1487 MARLE LEAF CT	HAYWARD	CA	94545-3222
156200 PATRICK	MONAGHAN	243 CALAVERAS AVE	PLEASANTON	CA	94588-5303
183437 FRANK	NAGY	3440 ENTERPRISE AVE	PACIFICA	CA	94044-3120
183423 JORGE	OLMEDO	6 HAVENRIDGE CT	HAYWARD	CA	94545-3219
184297 NICOLE L	ORR	27847 ELKALYPTUS CT	HAYWARD	CA	94402-3720
156172 MICHAEL	OTTOLE	PO BOX 117068	HAYWARD	CA	94544-4719
184298 GARY	PATGILER	777 B ST	HAYWARD	CA	94071-7069
143130 SALVADOR & VICKY	PEREZ	121 MCMAHON CT	MAARTNEZ	CA	94553-8184
184299 CLARENCE J & NORMA	PEREZ	1568 CHERRYWOOD DR	SAN MATEO	CA	94545-3219
183424 JERRY & ANDREA	PEREZ	5575 OLD SCHOOL RD	PLEASANTON	CA	94403-3904
156204 GHULAM & NEJEEBA	PFEFFER	13 HAYWARD CT	BURLINGAME	CA	94589-8522
184300 GHULAM & NEJEEBA	RABANI	3030 WOLSEY PL	BURLINGAME	CA	94010-5414
183405 GLEN E & SANDRA M.	RABANI	914 READING WAY	FREMONT	CA	94535-1484
184301 JOHN & HILDA	RALSBACK	4820 EWING RD	VACAVILLE	CA	95697-4366
184302 MARK E	REISINGER	190 SOMERSET RD	CASTRO VALLEY	CA	94546-1016
184243 CLIFFORD A	RUSSELL	26690 SEABOARD LN	FREMONT	CA	94811-3308
184303 MICHAEL & KELLY	SCHENKRUZEN	3461 CORTE SELVA	HAYWARD	CA	94545-3210
184306 CHULIN & GEORGE	SEIDELHUBER	540 MEADOW PASS HTS	HAYWARD	CA	94545-2720
156208 CHULIN & GEORGE	TONG	48812 DEER VIEW TER	WALNUT	CA	94545-3210
184306 JOSEPH H & CELIA S	TONG	125 COUNTRY CLUB DR	HAYWARD	CA	94545-2722
156210 GLENN	TUNG	9 BRN MAWR CT	HAYWARD	CA	94545-1825
156211 JOE & DENNIS	ULLOM	3500 ENTERPRISE AVE	HAYWARD	CA	94545-2720
184307 JOE	VANDERA	5 RIDGE AVE	SAN RAFAEL	CA	94010-9411
184308 ROBERT J JR	VANDERA	PO BOX 296	HAYWARD	CA	94545-3204
	VANIER		HAYWARD	CA	94541-1708
			HAYWARD	CA	94557-0296

CITY OF HAYWARD

184309	ANDREW & JUDITH R	WHEISS	369 PRINCETON LN	DANVILLE	CA	94526-4123
184310	PATSY R	WHEAT	3696 DEPOT RD	HAYWARD	CA	94545-2718
184312			345 HAMPTON RD	PIEDMONT	CA	94611-3625
184316			23694 BERNHARDT ST	HAYWARD	CA	94545-1826
184326			1386 CASA VALLETA	ALAMO	CA	94507-1111
184313			3659 GREENWOOD AVE	COMMERCE	CA	90040-3385
184314			PO BOX 1504	EL GRANADA	CA	94018-1504
182658			PIER 1 BAY 1	SAN FRANCISCO	CA	94111
183417			80 STATE ST #1200	BOSTON	MA	02109-1884
184315			23621 FOLEY ST	HAYWARD	CA	94545-1678
183449			337 MARE LN	SAN RAMON	CA	94583-2418
178780			PO BOX 11748	PLEASANTON	CA	94588-1748
184317			30860 HUNTWOOD AVE	HAYWARD	CA	94544-7006
184318			PO BOX 4900 #207	SCOTTSDALE	AZ	85261-4900
183446			PO BOX 4616	HAYWARD	CA	94540-4616
183411			33781 HEARTLAND CT	UNION CITY	CA	94587-4370
183395			777 B ST	HAYWARD	CA	94541-5007
183425			1380 MARSTEN RD	BURLINGAME	CA	94010-2406
184320			3608 DEPOT RD	HAYWARD	CA	94545-2716
183416			345 HAMPTON RD	PIEDMONT	CA	94545-2716
184321			1340 CLAY ST #504	SAN FRANCISCO	CA	94109-4188
183413			1300 S 81ST ST	RICHMOND	CA	94804-4828
183398			350 INDIANA ST STE 400	GOLDEN	CO	80401-5088
184322			27800 VIA VENTANA	LOS ALTOS HILLS	CA	94022-3270
184323			8638 BLAINE ST	OAKLAND	CA	94621-1214
183421			1340 CLAY ST #504	SAN FRANCISCO	CA	94109-4188
184324			208 LASSO CIR	FREMONT	CA	94538-1387
184325			23886 FOLEY ST	SAN RAMON	CA	94583-2415
183481			20 SHELDON WAY	HAYWARD	CA	94545-1619
183406			801 AMERICAN ST	HILLSBOROUGH	CA	94070-4101
183418			PO BOX 130186	CARLSBAD	CA	92073-0156
153344			3625 BREAKWATER AVE STE B	HAYWARD	CA	94545-3810
184327			501 2ND ST STE 720	SAN FRANCISCO	CA	94107-4134
184328			6000 PLAZA ON THE LK #200	AUSTIN	TX	78746-1080
184330			301 BRENTWOOD AVE	SAN FRANCISCO	CA	94127-2001
184330			8811 MOFFAT BLVD	MANTECA	CA	95336-9702
184330			RR 2 BOX 347	LA HONDA	CA	94020
183404			1475 POWELL ST STE 2	EMERYVILLE	CA	94608-2028
183454			25001 INDUSTRIAL BLVD	HAYWARD	CA	94545-2801
156228			1913 SANDERLING IS	POINT RICHMOND	CA	94801-4118
183400			PO BOX 4197	HAYWARD	CA	94545-2711
183408			3305 DEPOT RD,	HAYWARD	CA	94545-2711
183414			3130 DEPOT RD	HAYWARD	CA	94545-2708
184333			1385 PARK CENTER DR	VISTA	CA	92081-8338
184332			155 CANYON GREEN P1	SAN RAMON	CA	94582-4615
184334			480 2ND ST #300	SAN FRANCISCO	CA	94107-1419
156232			433 N CAMDEN DR STE 1070	BEVERLY HILLS	CA	90210-4434
184335			23314 CABOT BLVD	HAYWARD	CA	94545-1885
184336			23462 BERNHARDT ST	HAYWARD	CA	94545-1878
184337			PO BOX 1282	BOSTON	MA	02117
156235			4880 SANTA ROSA RD STE 300	CAMARILLO	CA	93012-0858
184338			5072 HUNNINGBIRD RD	PLEASANTON	CA	94586-5310
184339			3465 DIABLO AVE	HAYWARD	CA	94545-2746
184340			3887 DEPOT RD	HAYWARD	CA	94545-2785
183443			6709 176TH AVE NE	REDMOND	WA	98052-4841
183445			4800 E 3RD AVE #800	FOSTER CITY	CA	94404-4805
183441			3165 DIABLO AVE	HAYWARD	CA	94545-2701
183412			3110 DEPOT RD	HAYWARD	CA	94545-2708
183422			23888 CONNECTICUT ST	HAYWARD	CA	94545-1610
156237			47876 AVALON HEIGHTS TER	FREMONT	CA	94539-8083
183436			800 5TH AVE	NEW BRIGHTON	PA	15066-1922
			25030 VIKING ST	HAYWARD	CA	94545-2704

MAIL LIST # 7079 PROP OWNERS FOR RUSSELL CITY 01-ARC-7C

183409
184344
184345
188239
189410

VULCAN INC
WEI CHUAN USA
WHITESELL Z LLC
YELLOW FRIEDHT SYSTEM
ZOEBEL WILHELM F/G 1997 TRUST

24803 ECHLER ST
6885 GARFIELD AVE
140 WARE RD
10890 HOE AVE
5749 MILTON RANCH RD

HAYWARD
BELL GARDENS
WOODSIDE
OVERLAND PARK
SHINGLE SPRINGS

CA 94545-2700
CA 90201-1807
CA 94062-4637
KS 66211-1213
CA 95882-5101

CALIFORNIA ENERGY COMMISSION
1516 NINTH STREET
SACRAMENTO, CA 95814-5512

DOCKET	
01-AFC-7C	
DATE	NOV 29 2006
RECD.	DEC 1 2006



November 29, 2006

TO: AGENCY DISTRIBUTION LIST

REQUEST FOR AGENCY PARTICIPATION IN THE REVIEW OF THE RUSSELL CITY ENERGY COMPANY, LLC, AMENDMENT PETITION (01-AFC-7C)

On November 17, 2006, the Russell City Energy Company, LLC filed a petition with the California Energy Commission requesting to modify the Russell City Energy Center (RCEC) Project. The 600 megawatt project was certified by the Energy Commission on September 11, 2002, and is expected to begin construction the second quarter in 2008. The facility will be located in the City of Hayward, in Alameda County.

DESCRIPTION OF PROPOSED MODIFICATIONS

The petition contains several proposed modifications. The first one is the relocation of the project facilities approximately 1300 feet northwest of the original location; the remaining modifications are germane to the physical make-up of the new location. Following the completion of the certification process in September 2002, the project owner was granted permission by the Energy Commission to construct the RCEC at the southwest corner of the intersection of Enterprise Avenue and Whitesell Street, directly south of the City of Hayward's Water Pollution Control Facility (WPCF). The project owner is now proposing to locate the facility directly west of the City of Hayward's WPCF between Depot Road and Enterprise Avenue.

To accommodate the relocation of the facilities, the natural gas pipeline route and a small portion (approximately 500' to 1,000') of the transmission line route will also be re-located. Additions to the new location will be a Zero Liquid Discharge Facility, a Title 22 Recycled Water Facility, and new construction laydown and worker parking areas in close proximity to the location. The Power Augmentation Steam, Standby Generator, and architectural screen proposed for the original location will not be constructed at the new one.

ENERGY COMMISSION REVIEW PROCEDURES

The purpose of the Energy Commission's amendment petition review process is to assess the impacts of this proposal on environmental quality, public health and safety and the existing transmission system. 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). The Energy Commission is the lead agency under the California Environmental Quality Act (CEQA), and will prepare and publish a Staff Analysis that will examine the proposed project. An information hearing and site visit will be held on December 15, 2006, and that notice is enclosed.

November 29, 2006

Page 2

AGENCY PARTICIPATION

We request that you provide any written comments you may have regarding the disclosure of potential issues of concern by December 22, 2006. Please provide your comments to Ms. Jeri Zene Scott, the Energy Commission's Compliance Project Manager at (916) 654-4228 or e-mail jscott@energy.state.ca.us.

Your participation in the proceeding is encouraged and will consist of identifying and working to resolve issues of concern to your agency. It is the Energy Commission's intention to issue a decision in 2007. If you have questions or would like additional information on how to participate in the Energy Commission's review of the project, please contact Ms. Jeri Zene Scott, the Energy Commission's Compliance Project Manager.

The status of the project, copies of notices and other relevant documents will be placed on the Energy Commission's web site at:

<http://www.energy.ca.gov/sitingcases/russelcity/index.html>.

Enclosed is a CD of the Russell City Energy Center project amendment. If you desire a paper copy of the petition, please contact Jeri Zene Scott.

Sincerely,



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

Enclosure

Mailed to Russell City Energy Center Petition Agency Mail list

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

IN THE MATTER OF:

MODIFY OF THE APPLICATION
FOR CERTIFICATION FOR THE
RUSSELL CITY ENERGY CENTER

DOCKET No. 01-AFC-7C

NOTICE OF PUBLIC INFORMATIONAL HEARING AND SITE VISIT

On November 17, 2006, Russell City Energy Company, LLC ("Applicant"), filed a petition to modify the California Energy Commission's decision approving the Russell City Energy Center Project. The proposed modifications would move the project facilities approximately 1300 feet to a site southwest of the intersection of Depot Road and Cabot Boulevard. The Energy Commission has exclusive jurisdiction to license this project and is considering the proposal under its amendment process established by Title 20, California Code of Regulations, section 1769.

PLEASE TAKE NOTICE that the Energy Commission's Siting Committee of two commissioners will conduct proceedings on the amendment petition. The Committee has scheduled a public Informational Hearing and site visit to discuss the proposed amendment as described below:

FRIDAY, DECEMBER 15, 2006
Site Visit begins (bus leaves) at 3:30 p.m.
Public Informational Hearing begins at 4:45 p.m.

Centennial Hall – Room 6
22292 Foothill Boulevard
Hayward, CA 94541
Wheelchair Accessible
(Map Attached)

Prior to the informational hearing, members of the public are invited to join the Committee on a tour of the proposed site. The Applicant will provide transportation to the site and return. For reservations, please contact the Energy Commission's Public Adviser at (916) 654-4489 or, 1-800-822-6228 or, e-mail at: [pao@energy.state.ca.us]. Please make your reservation on or before December 12 so that we can assure you a space.

Background

On November 17, 2006, the Energy Commission began its review of the proposed modifications to the Russell City Energy Center, which was originally approved on September 11, 2002. The Commission's amendment regulation does not specify any particular period for processing an amendment; the Committee will set a schedule after hearing from the parties and the public at the Informational Hearing. During the review period, the Energy Commission will determine whether the proposed modified project would comply with applicable laws related to public health and safety, environmental impacts, and engineering requirements. The Energy Commission is sponsoring the Informational Hearing to inform the public about the project and to invite public participation in the review process.

Project Description

The previously approved Russell City Energy Center is a 600-megawatt (MW) peaking power plant, proposed to be constructed at the southwest corner of Enterprise and Whitesell Streets in the City of Hayward in Alameda County. It would consist of two Siemens Westinghouse "F-class" combustion turbines, two heat recovery steam generators, a single condensing steam turbine generator and associated equipment such as emission control and cooling systems. The project has not been constructed. The applicant proposes to modify the project as follows:

- Move the project facilities to a location southwest of the intersection of Depot Road and Cabot Boulevard, approximately 1,300 feet northwest of the approved location; the new site is partially in the City of Hayward and partially in the unincorporated area of Alameda County;
- Add a zero liquid discharge facility, thereby reducing wastewater discharge and slightly reducing recycled water use;
- Replace the advanced water treatment facility with a Title 22 recycled water facility;
- Remove the standby generator;
- Relocate 500 to 1,000 feet of the transmission line route from the project to Pacific Gas and Electric Company's (PG&E) existing Grant-Eastshore transmission corridor;
- Change the natural gas pipeline route to run entirely in Depot Road; and
- Add new construction laydown and additional worker parking areas in close proximity to the project site.

The engineering and environmental details of the proposed modifications to the project are contained in the Amendment Application No. 1 (Application). Copies of the Application are available on the Energy Commission's web site (link provided below), at the local public agencies that are involved in the review process and at the following libraries: City of Hayward Public Library; California State University Library, Hayward; the Energy Commission's Library in Sacramento; the California State Library in Sacramento; and at public libraries in Los Angeles, San Francisco, San Diego, Fresno and Eureka.

Purpose of the Informational Hearing

The power plant licensing process, which incorporates requirements equivalent to the California Environmental Quality Act, considers all relevant engineering and environmental aspects of the proposed project. The amendment process provides a public forum allowing the Applicant, Commission staff, governmental agencies, adjacent landowners, and members of the general public to consider the advantages and disadvantages of the modifications, and to propose changes, mitigation measures, and alternatives as necessary.

The Informational Hearing scheduled in this Notice provides an opportunity for members of the community in the Hayward area to obtain information, to offer comments, and to view the project site. The Applicant will explain plans for developing the project and the related facilities. Energy Commission staff will explain the amendment process and Staff's role in reviewing the Application.

Proposed Schedule and Issue Identification Report

To assist participants in understanding the process, Energy Commission staff shall file a proposed schedule for project review. Staff shall also file an Issue Identification Report summarizing the major issues and identifying any additional information necessary to resolve issues of concern. The proposed schedule and Staff's report shall be filed by 5 p.m., December 11, 2006. The Applicant shall file and serve its response, if any, by 5 p.m. on December 13, 2006.

Public Adviser and Public Participation

The Energy Commission's Public Adviser is available to assist the public in participating in the application review process. For those individuals who require general information on how to participate, please contact the Public Adviser, Margret J. Kim, at (916) 654-4489 or 1-800-822-6228 or e-mail: [\[pao@energy.state.ca.us\]](mailto:pao@energy.state.ca.us).

If you have a disability and need assistance to participate in this event, contact Lourdes Quiroz at 916-654-5146 or e-mail at: [\[lquiroz@energy.state.ca.us\]](mailto:lquiroz@energy.state.ca.us).

Information

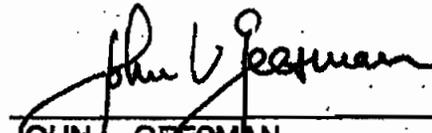
Technical questions concerning the project should be addressed to Jeri Zene Scott, Staff Compliance Project Manager, at (916)654-4228 or e-mail at: [jscott@energy.state.ca.us].

Questions of a legal or procedural nature should be directed to Paul Kramer, the Hearing Officer, at (916) 654-5103 or e-mail at: [pkramer@energy.state.ca.us].

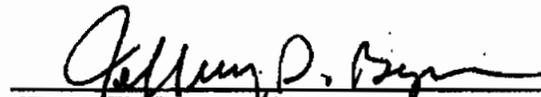
Media inquiries should be directed to Claudia Chandler, Assistant Executive Director for Media and Public Communications at (916) 654-4989 or e-mail at: [mediaoffice@energy.state.ca.us].

Information concerning the status of the project, as well as notices and other relevant documents, may be viewed on the Energy Commission's Internet web page at: [www.energy.ca.gov/sitingcases/russellicty].

Dated November 29, 2006, at Sacramento, California.



JOHN L. GEESMAN
Commissioner and Presiding Member
Energy Commission Siting Committee



JEFFREY D. BYRON
Commissioner and Associate Member
Energy Commission Siting Committee

Mailed to Lists: POS, 7078, 7079

Proof of Service List (Revised on N/A)
filed with Original Document. Mailed from
Sacramento on 11/29/2006).

CALIFORNIA ENERGY COMMISSION

1516 NINTH STREET
SACRAMENTO, CA 95814-6512

DOCKET 01-AFC-7
DATE JUN 20 2001
RECD. JUN 20 2001



June 20, 2001

TO: AGENCY DISTRIBUTION LIST

REQUEST FOR AGENCY PARTICIPATION IN THE REVIEW OF THE RUSSELL CITY 800 MW (MEGAWATT) ENERGY CENTER, APPLICATION FOR CERTIFICATION (01-AFC-7) SUPPLEMENTAL INFORMATION

We recently sent you an Application for Certification (AFC) on the above referenced project for your review and comments. On June 20, 2001, the project applicant filed the enclosed supplemental material to the AFC. This includes information on the following technical areas: electrical transmission, air quality, cultural resources, hazardous materials handling, noise, socioeconomic, visual resources, water resources, soil and water resources.

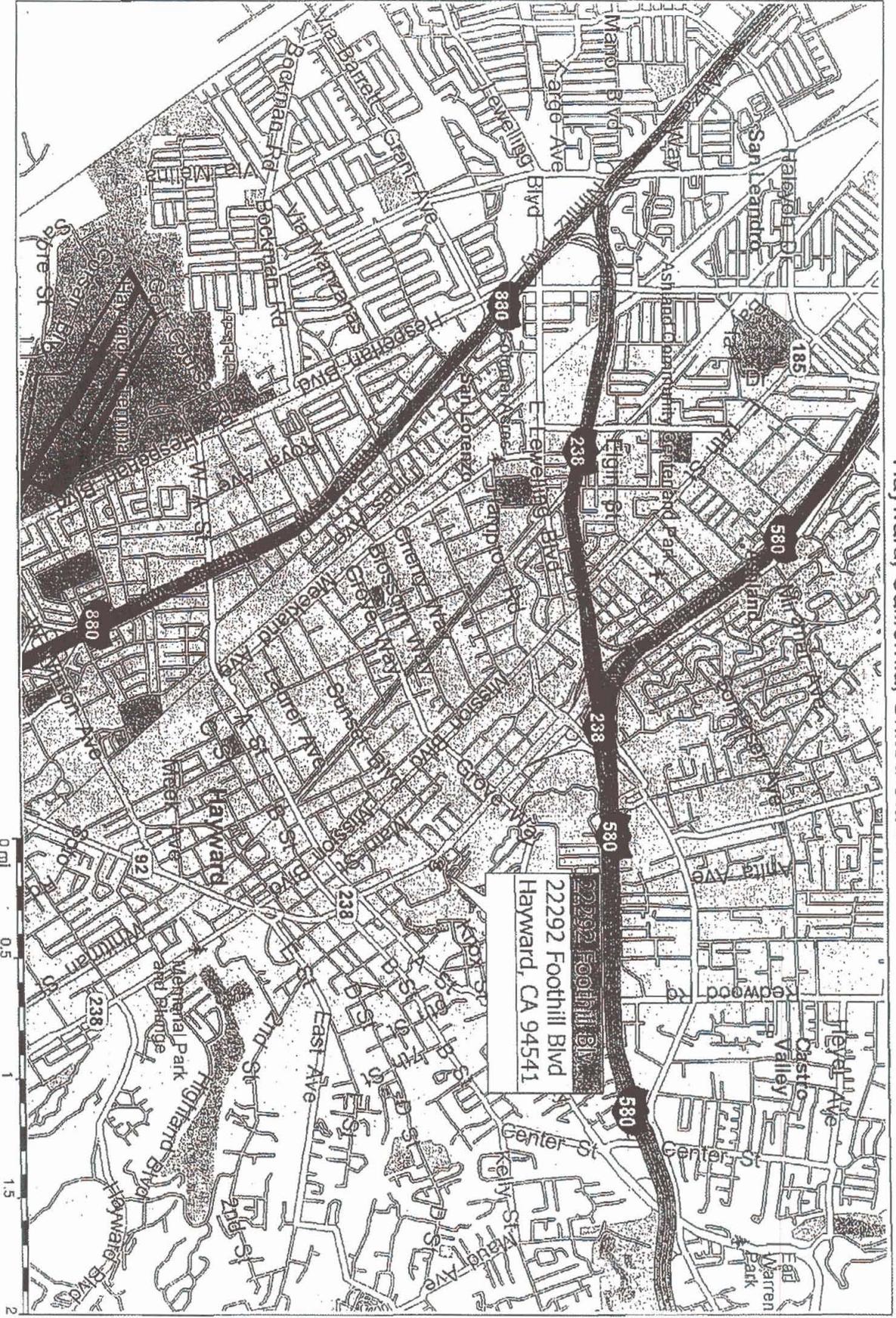
If you have questions about this material, or on how to participate in the Energy Commission's review of the project, please contact Sandra Fromm, Siting Project Manager, at (916) 654-4206. The status of the project, copies of notices and other relevant documents are also available via the Energy Commission's web site at: <http://www.energy.ca.gov/sitingcases/index.html>.

Sincerely,

PAUL RICHINS, JR.
Energy Facilities Licensing Program Manager

Enclosure

Hayward, California, United States



22292 Foothill Blvd
Hayward, CA 94541

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CALIFORNIA ENERGY COMMISSION
1518 NINTH STREET
SACRAMENTO, CA 95814-5512

DOCKET
01-AFC-7

DATE JUN 04 2001
RECD. JUN 05 2001

June 4, 2000



TO: AGENCY DISTRIBUTION LIST

REQUEST FOR AGENCY PARTICIPATION IN THE REVIEW OF THE RUSSELL CITY ENERGY CENTER, APPLICATION FOR CERTIFICATION (01-AFC-7)

In light of the acute electric system problems facing the State, several bills have been signed by the Governor that will improve the efficiency of the Energy Commission's review of power plant applications. The California Energy Commission adopted emergency siting regulations for expedited six-month Applications for Certification (AFC) which implement Public Resources Code section 25550 (AB 970, Chapter 329, Statutes of 2000). These regulations require all local, regional, and State agencies to provide their final comments, determinations and opinions within 100 days of the filing date of the Application for Certification. As part of our review process, the staff of the Energy Commission works closely with local, State and federal agencies to ensure that all law, ordinances, regulations and standards are met and incorporated into the final decision of the Energy Commission. Governor Gray Davis' recently signed Executive Order D-26-01 directing state, regional, and local agencies to complete their respective reviews in an expeditious manner. To ensure that this occurs, we request your cooperation by completing your review and issuing any formal notices, findings, opinions (such as those contained in a final Determination of Compliance, wastewater discharge requirements, biological opinions, and land use decisions) within the 100-day requirement.

For federal agencies, Presidential George W. Bush recently directed all relevant agencies to expedite federal permit reviews with respect to the siting of new power plants in California. We appreciate your timely assistance in this matter.

Project Description

On May 22, 2001 Calpine Corporation and Bechtel Enterprises Holdings, Inc., known as the Calpine/Bechtel Joint Development filed an Application for Certification with the California Energy Commission seeking approval from the Energy Commission to construct and operate a 600 megawatt (MW) natural gas-fired, combined-cycle electric generating facility.

The proposed project consists of two "F-Class" combustion turbine-generators (CTGs), two multi-pressure, supplementary-fired heat recovery steam generators (HRSGs), a single 3-pressure, reheat, condensing steam turbine-generator (STG), and a hybrid, wet/dry plume-abated mechanical draft cooling tower. Additional infrastructure includes: a 230-kilovolt (kV) on-site switchyard, approximately 1.1 mile 230-kV, double circuit overhead transmission line; approximately 0.9 miles of an underground natural gas

CALIFORNIA ENERGY COMMISSION

1518 NINTH STREET
SACRAMENTO, CA 95814-5512



DOCKET
01-AFC-7
DATE <u>MAY 31 2001</u>
RECD. <u>JUN 04 2001</u>

**NOTICE OF RECEIPT
APPLICATION FOR CERTIFICATION
RUSSELL CITY ENERGY CENTER
Docket No. 01-AFC-7**

Project Description

On May 22, 2001 Calpine Corporation and Bechtel Enterprises Holdings, Inc., known as the Calpine/Bechtel Joint Development filed an Application for Certification with the California Energy Commission seeking approval from the Energy Commission to construct and operate a 600 megawatt (MW) natural gas-fired, combined-cycle electric generating facility.

The proposed project consists of two "F-Class" combustion turbine-generators (CTGs), two multi-pressure, supplementary-fired heat recovery steam generators (HRSGs), a single 3-pressure, reheat, condensing steam turbine-generator (STG), and a hybrid, wet/dry plume-abated mechanical draft cooling tower. Additional infrastructure includes: a 230-kilovolt (kV) on-site switchyard, approximately 1.1 mile 230-kV, double circuit overhead transmission line; approximately 0.9 miles of an underground natural gas pipeline; approximately 100 feet of new domestic water/firewater; and, approximately 2,000 feet of new industrial wastewater discharge pipeline.

The project site is located in the Industrial Corridor of the City of Hayward, Alameda County, California, and would be known as the Russell City Energy Center (RCEC). The proposed 14.7-acre project site is located at the southwest corner of the intersection of Enterprise Avenue and Whitesell Street.

The Six-month Expedited Siting Process

The Energy Commission is responsible for reviewing and ultimately approving or denying all thermal electric power plants, 50 MW and greater, proposed for construction in California. The Energy Commission's facility certification process carefully examines public health and safety, environmental impacts and engineering aspects of proposed power plants, and all related facilities such as electric transmission lines, natural gas pipelines, etc. The Energy Commission is the lead agency under the California Environmental Quality Act (CEQA).

The purpose of the AFC process is to enable the Energy Commission to assess the project's impact on environmental quality, electrical system reliability, and public health and safety. Over the next few months, the Energy Commission will conduct a number of public workshops and hearings to determine whether the project should be approved for construction and operation and under what set of conditions. These workshops will provide the public and local, State and federal agencies the opportunity to ask questions and provide input about the proposed project. The Energy Commission will issue

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notices for these workshops and hearings, normally 14 days, but in no case later than 10 days prior to the meeting.

If you desire information on how to participate in the Energy Commission's review of the project, please contact Ms. Roberta Mendonca, the Energy Commission's Public Adviser, at (916) 654-4489 or toll free in California at (800) 822-6228. Technical or project schedule questions should be directed to Kae Lewis, Energy Commission Project Manager, at (916) 654-4176. The status of the project, an electronic copy of the application for certification, copies of notices, and other relevant documents are also available on the Energy Commission's web site at <http://www.energy.ca.gov/sitingcases/index.html>. News media inquiries should be directed to Assistant Director, Claudia Chandler, at (916) 654-4989.

This notice of receipt has been mailed to all parties that have requested to be placed on the mailing list during prefilling and to property owners located adjacent to the project site and any of the project-related facilities. By being on the mailing list, you will receive notices of all project-related activities and notices when documents related to the project's review are available. If you are not currently receiving these notices and want to be placed on the mailing list or wish to be removed from the mailing list, please contact Raquel Rodriguez, Project Secretary, at (916) 654-4677, or e-mail at rrodrigu@energy.state.ca.us.

A copy of the AFC document is available for public inspection at:

City of Hayward Public Library
Main Branch
835 C Street
Hayward, CA 94541

Copies are also available at the Energy Commission's Library in Sacramento, the California State Library in Sacramento, and at public libraries in Los Angeles, San Francisco, San Diego, Fresno, and Eureka. In addition, copies will be distributed to those public agencies that would normally have jurisdiction except for the Energy Commission's exclusive authority to certify sites and related facilities.

DATE: 6/1/01


PAUL RICHINS, JR.
Energy Facilities Licensing Manager