

CALIFORNIA ENERGY COMMISSION

1516 NINTH STREET
SACRAMENTO, CA 95814-5512
www.energy.ca.gov

California Energy Commission

**DOCKETED
01-AFC-7C**

TN # 68559

NOV. 19 2012

**NOTICE OF RECEIPT
PETITION TO AMEND
THE ENERGY COMMISSION DECISION for the
RUSSELL CITY ENERGY CENTER PROJECT (01-AFC-7C)**

On November 8, 2012, the Russell City Energy Company, LLC, owner of the Russell City Energy Center filed a petition with the California Energy Commission (Energy Commission) requesting to modify provisions in the Russell City Energy Center Final Decision. The approximately 600 megawatt project was certified by the Energy Commission in September 2002, is currently under construction, and is 46 percent complete. The facility is located in the City of Hayward, in Alameda County.

DESCRIPTION OF PROPOSED MODIFICATION

The modifications proposed in the petition would amend certain Air Quality Conditions of Certification to make select non-substantive clarifications; modify Condition of Certification VIS-2 to allow onsite landscape planting in the first optimal planting season following commercial operation; delete Condition of Certification VIS-9 (trailside improvements) because the condition is not feasible and is no longer necessary; and modify Condition of Certification VIS-10 to provide alternative offsite visual enhancement measures.

ENERGY COMMISSION AMENDMENT REVIEW PROCEDURES

The purpose of the Energy Commission's review process is to assess the impacts of this proposal on environmental quality, 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 modified, 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 near future. A public hearing for the purpose of approving or denying the amendment proposal will 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/russellcity_amendment/amendment_four/index.html

The staff analysis, when published, will also be posted on the website. If you would like to receive a hard copy of the petition and/or staff's analysis, please complete the enclosed Information Request Form and return it to the address shown.

If you have any comments or questions, please contact Bruce Boyer, Compliance Project Manager, at (916) 653-7181, or by fax to (916) 654-3882, or via e-mail at: bruce.boyer@energy.ca.gov

Any person may file written comments on the Petition to Amend. All comments must be in writing and must be sent to the Energy Commission Dockets Unit. Please include the docket number (01-AFC-7C) in the subject line or first paragraph of your comments. Those submitting comments electronically should provide them in either Microsoft Word format or as a Portable Document Format (PDF) to docket@energy.ca.gov. Please include your name or organization's name in the file name. Those preparing non-electronic written comments should mail or hand deliver them to:

California Energy Commission
Dockets Unit, MS-4
Docket No. 01-AFC-7C
1516 Ninth Street
Sacramento, CA 95814-5512

For further information on how to participate in this proceeding, please contact the Energy Commission Public Adviser's Office, at (916) 654-4489, or toll free in California at (800) 822-6228, or by e-mail at publicadviser@energy.ca.gov. News media inquiries should be directed to the Energy Commission Media Office at (916) 654-4989, or by e-mail at mediaoffice@energy.ca.gov.

Date: _____

CHRISTOPHER J. MARXEN, Manager
Compliance Office
Siting, Transmission & Environmental Protection
Division

Enclosure: Information Request Form

Mail List # 7078

INFORMATION REQUEST FORM

COMPLETE & MAIL TO: CALIFORNIA ENERGY COMMISSION
COMPLIANCE UNIT
ATTN: Bruce Boyer
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 TO: AMEND CERTAIN AIR QUALITY AND VISUAL CONDITIONS

PLEASE CHECK THE DOCUMENTS YOU WOULD LIKE TO RECEIVE:

- PETITION TO AMEND on CD (if available)
 STAFF ANALYSIS on CD (if available)

PROJECT: RUSSELL CITY ENERGY CENTER

DOCKET NO: 01-AFC-7C

MAIL LIST NO: 7078

PLEASE REMOVE MY NAME FROM THE (NAME OF PROJECT) PROJECT MAILING LIST