State Of California | The Resources Agency of California

Memorandum

Date: January 18, 2007
Telephone: (916) 653-1245

DOCKET
06-AFC-4
DATE JAN 18 2007
RECD. JAN 18 2007

To: Jackalyne Pfannenstiel, Presiding Member
Jeffrey Byron, Associate Member

From: California Energy Commission – James W. Reede, Jr., Ed.D
1516 Ninth Street Project Manager
Sacramento, CA 95814-5512

Subject: **VERNON POWER PLANT PROJECT (06-AFC-4) STATUS REPORT #1**

Pursuant to the Committee Scheduling order, the following is staff's first status report on the proposed Vernon Power Plant project (VPP).

Staff filed its Issue Identification Report and identified various unresolved issues and the need for additional information in a number of areas. Staff also filed Data Requests on October 6, 2006, and received responses on November 9, December 28, and January 5. Staff now believes that nearly all of the issues identified in the October 6, 2006 staff filings, with the exception of air quality, public health, transmission system engineering, visible plumes, and waste management have been addressed.

The applicant's Round 1 data responses and additional information needed were discussed at the Data Response workshop held on November 30, 2006 in Maywood. Subsequently, the applicant filed partial data responses. Staff has still not received all requested data committed to by the applicant and subsequently will not meet the Committee's Preliminary Staff Assessment publication date of January 2007. Staff will be issuing a second round of data requests based on the responses received to date. After review of all responses, staff may seek additional information for a complete analysis.

Staff has requested information from the applicant regarding when certain outstanding items will become available and has not received a definitive response. These items are listed below:

1. PM2.5 emissions mitigation strategy;
2. Local air impacts mitigation strategy for criteria pollutants and air toxics;
3. Air quality cumulative impact assessment;
4. South Coast Air Quality Management District (SCAQMD) Preliminary Determination of Compliance (PDOC);
5. Additional health characterization studies of Maywood and/or Huntington Park residents;
6. Decision on transmission line route; and

Proof of Service List (Revised on 10-04-06) filed with Original Document. Mailed from Sacramento on 01-18-07).

7. Decision on shift of cooling tower to the south end of site to preclude potential ground-hugging plumes on Fruitland Avenue.

8. Environmental Site Assessment (ESA) Phase II;

Schedule
The applicant was to have provided all Data Responses on November 9, 2006, two months prior to the filing of this Status Report. Since the progress on the PSA has slipped by approximately two months due to lack of timely receipt of information, the schedule for filing of the PSA is estimated to be late March. This is predicated on the applicant filing complete data responses by late February, and receipt of preliminary determinations from all local, state, and federal agencies, including the PDOC from SCAQMD

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

APPLICATION FOR CERTIFICATION FOR THE VERNON POWER PLANT PROJECT BY THE CITY OF VERNON	**DOCKET NO. 06-AFC-4** **PROOF OF SERVICE LIST** **(REVISED 10/4/06)**

INSTRUCTIONS: All parties shall (1) file a printed, original signed document plus 12 copies OR file one original signed document and e-mail the document to the Docket address below, AND (2) all parties shall also send a printed OR electronic copy of the document, plus a proof of service declaration, to each of the entities and individuals on the proof of service list:

CALIFORNIA ENERGY COMMISSION
Attn: DOCKET NO. 06-AFC-4
1516 Ninth Street, MS-4
Sacramento, CA 95814-5512
docket@energy.state.ca.us

APPLICANT

Donal O'Callaghan
Director of Light and Power
City of Vernon
4305 Santa Fe Avenue
Vernon, CA 90058
docallaghan@ci.vernon.ca.us

Krisna Nand
Environmental Project Manager
City of Vernon
4305 Santa Fe Avenue
Vernon, CA 90058
knand@ci.vernon.ca.us

John Carrier
Environmental Consultant
CH2M Hill
2485 Natomas Park Dr. #600
Sacramento, CA 95833-2937
john.carrier@ch2m.com

COUNSEL FOR APPLICANT

Eric Freisch
City Attorney
City of Vernon
4305 Santa Fe Avenue
Vernon, CA 90058
kenomoto@ci.vernon.ca.us

INTERESTED AGENCIES

Electricity Oversight Board
770 L Street, Suite 1250
Sacramento, CA 95814
esaltmarsh@eob.ca.gov

John Yee and Chandrashekhar Bhatt
South Coast Air Quality Mgmt. District
21865 E. Copley Drive
Diamond Bar, CA 91765-4182
jyee@aqmd.gov
cbhatt@aqmd.gov

INTERESTED COMMUNITY GROUPS

Bahraim Fazeli
Communities for a Better Environment
5610 Pacific Boulevard
Huntington Park CA 90255
bfazeli@yahoo.com
bfazeli@cbecal.org

INTERVENORS

*** California Unions for Reliable Energy**
Marc D. Joseph, Esq.
Gloria D. Smith, Esq.
Adams Broadwell Joseph & Cardozo
601 Gateway Blvd., Suite 1000
South San Francisco, California 94080
gsmith@adamsbroadwell.com
mdjoseph@adamsbroadwell.com

ENERGY COMMISSION

Jackalyne Pfannenstiel, Chair
Presiding Committee Member
jpfannen@energy.state.ca.us
cgraber@energy.state.ca.us

James D. Boyd, Commissioner
Associate Committee Member
jboyd@energy.state.ca.us

Susan Gefter
Hearing Officer
sgefter@energy.state.ca.us

James W. Reede, Jr., Ed.D
Siting Project Manager
jreede@energy.state.ca.us

Kenneth Celli
Staff Attorney
kcelli@energy.state.ca.us

Margret J. Kim
Public Adviser
pao@energy.state.ca.us

DECLARATION OF SERVICE

I, Geoffrey W. Carter, declare that on January 18, 2007, I deposited the required copies of the attached Vernon Power Plant (06-AFC-4) Status Report #1, dated January 18, 2007, 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.

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

[signature]