

September 2, 2009

The Honorable James D. Boyd
The Honorable Karen Douglas
Siting Project Committee
California Energy Commission
1516 Ninth St.
Sacramento, Ca. 95814

DOCKET

07-AFC-6

DATE 9/2/2009

RECD. 9/2/2009

Re: Carlsbad Energy Center Project (07-AFC-6)
Terramar Status Report #8

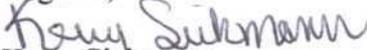
Dear Commissioners:

Terramar is still waiting to see what the EPA will decide about performing a PDS review for the project. How our air could be impacted by this project is of great concern to the residents of our neighborhood. Though the San Diego APCD has completed their FDOC there are no rules that cover the combined pollution impacts of two power plants, an interstate that could expand up to twelve lanes and a train. We call upon the CEC to evaluate all of these conditions for us so that we can be assured that our air will be fully safe, especially for the residents of our neighborhood with asthma, COPD, and all other respiratory conditions.

In addition, Terramar feels that it is very important for the Carlsbad Redevelopment Agency to be at the table for the rest of proceedings. Even though it may seem like an additional inconvenience to allow CRDA to intervene, the results of these proceedings can affect the City of Carlsbad for years to come.

Lastly, attached is a copy of a piece of communication that was sent out by the applicant to the community regarding the FDOC. Underlined in the communication it reads, "The Final Determination of Compliance incorporates conditions necessary to ensure compliance with all federal and District requirements." Is it true that the SDAPCD ensures compliance with all federal requirements? This is a question for the CEC and the APCD to answer. Wouldn't a federal agency make that determination, like the EPA? If this statement is inappropriate or inaccurate, it has been sent out to the public.

Regards,


Kerry Siekmann

Terramar



BEFORE THE ENERGY RESOURCES CONSERVATION AND DEVELOPMENT
COMMISSION OF THE STATE OF CALIFORNIA
1516 NINTH STREET, SACRAMENTO, CA 95814
1-800-822-6228 – WWW.ENERGY.CA.GOV

APPLICATION FOR CERTIFICATION
FOR THE **CARLSBAD ENERGY
CENTER PROJECT**

**Docket No. 07-AFC-6
PROOF OF SERVICE**
(Revised 5/11/2009)

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DECLARATION OF SERVICE

Kenny
I, Sukmann, declare that on 9/2/09, I served and filed copies of the attached, Status Report 8. The original document, filed with the Docket Unit, is accompanied by a copy of the most recent Proof of Service list, located on the web page for this project at:

[\[http://www.energy.ca.gov/sitingcases/carlsbad/index.html\]](http://www.energy.ca.gov/sitingcases/carlsbad/index.html). The document has been sent to both the other parties in this proceeding (as shown on the Proof of Service list) and to the Commission's Docket Unit, in the following manner:

(Check all that Apply)

For service to all other parties:

sent electronically to all email addresses on the Proof of Service list;

by personal delivery or by depositing in the United States mail at Sacramento, California with first-class postage thereon fully prepaid and addressed as provided on the Proof of Service list above to those addresses **NOT** marked "email preferred."

AND

For filing with the Energy Commission:

sending an original paper copy and one electronic copy, mailed and emailed respectively, to the address below (preferred method);

OR

depositing in the mail an original and 12 paper copies, as follows:

CALIFORNIA ENERGY COMMISSION
Attn: Docket No. 07-AFC-6
1516 Ninth Street, MS-4
Sacramento, CA 95814-5512
docket@energy.state.ca.us

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

Kenny Sukmann

FOR YOUR INFORMATION

NOTICE OF FINAL DECISION TO APPROVE A SOURCE OF AIR POLLUTION BY THE SAN DIEGO AIR POLLUTION CONTROL DISTRICT

The San Diego Air Pollution Control District ("District") Air Pollution Control Officer has made a final decision to approve the Carlsbad Energy Center LLC's proposed development of the Carlsbad Energy Center Project (District Application Nos. 985745, 985747, and 985748), a 558-megawatt combined-cycle power plant consisting of two natural gas-fired combustion turbine generators, each with a heat recovery steam generator and emission control equipment, and a diesel fire pump engine, to be located at 4600 Carlsbad Boulevard, Carlsbad, California.

The District performed an evaluation of the air pollution impacts of this proposal and the equipment is expected to operate in compliance with all applicable District Rules and Regulations and all applicable federal requirements. The District published notice of the proposed installation of the new equipment on November 25, 2008, in accordance with District Rule 20.3(d)(4). The District's proposed action and Preliminary Determination of Compliance was available for public comment from November 25, 2008 to December 24, 2008. The District considered all comments received before taking this final action. The Final Determination of Compliance incorporates conditions necessary to ensure compliance with all federal and District requirements.

The District's Final Determination of Compliance is available for public review at the District office located at 10124 Old Grove Road, San Diego, California 92131. Should you have questions for the District or wish to make an appointment with the District to review documents related to this action, please contact Steven Moore at (858) 586-2750.