

DOCKET

07-AFC-9

DATE July 23 2009

RECD. July 23 2009

July 23, 2009

California Energy Commission
Docket Unit
1516 Ninth Street
Sacramento, CA 95814-5512

Subject: **CITY OF ANAHEIM'S NOTIFICATION OF DEMOLITION
ACTIVITIES FOR THE CANYON POWER PLANT PROJECT
DOCKET NO. (07-AFC-9)**

Enclosed for filing with the California Energy Commission is the original **CITY OF ANAHEIM'S NOTIFICATION OF DEMOLITION ACTIVITIES**, for the Canyon Power Plant Project Docket No. (07-AFC-9).

Sincerely,



Marie Mills



City of Anaheim

PUBLIC UTILITIES DEPARTMENT

Integrated Resources Division

July 23, 2009

Mr. Eric Solorio
Project Manager
California Energy Commission
1519 Ninth Street
Sacramento, CA 95814

**Subject: Notification of Demolition Activities
Canyon Power Project (07-AFC-9)**

Dear Eric,

The purpose of this letter is to inform you of demolition activities that took place at the Canyon Power Project site. As described in its Application For Certification (AFC), the City of Anaheim desired to complete certain soil remediation activities upon purchase of the site that were unrelated to the eventual development of the Canyon Power Project. As part of those soil remediation activities, it was necessary to remove a metal shed in the north end of the site. This work has always been outside the scope of the Canyon Power Project. Additionally, the Commission authorized demolition of a food services building that was posing a health and safety threat due to vandalism. In carrying out these activities the contractor engaged by the City of Anaheim exceeded the scope of work and mistakenly began demolition of two icehouse structures for which the City of Anaheim did not have approval from the Commission to demolish. This letter documents the circumstances that led to those activities and describes the actions the City of Anaheim has taken to immediately cease work and prevent additional exceedances of the scope of work.

On July 15, 2009, soil remediation and approved demolition activities began. Larry Davis and I arrived on site at approximately 1:30 p.m. and observed that 2 icehouses had been demolished and asbestos abatement activities had been completed by the automotive garage. Since this work was outside the approved scope of work, I issued a halt work order to the contractor. As a result of the halt work order, the automotive garage demolition activities were not performed and this work will be completed in compliance with the Commission Decision once obtained. The contractor acknowledged that he

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made a mistake and should not have undertaken the above referenced activities.

The City of Anaheim approved a scope of work with a contractor to conduct soil remediation and only the demolition activities that Commission had previously given permission to undertake prior to licensing. Prior to any activities taking place on site, a scope of work was prepared and a job walk through with the contractor was conducted to go over the scope of work. During the job walk-through and as described in the attached scope of work from the contract, it was clear that only the food service building was to be demolished and only lead paint and asbestos abatement was to be conducted in the food service building. On July 15, 2009, upon discovery that the icehouses had been demolished, the contractor acknowledged that he conducted work outside the approved scope of work and apologized for this and characterized it as a mistake and oversight.

I immediately halted work at the site, contacted David Wiseman and Scott Galati who instructed me to document the circumstances that led to the additional demolition activities and contact you by telephone. I did so on July 16, 2009. Scott Galati also contacted Bob Worl on July 16, 2009. I then investigated further, took pictures and prepared this letter.

We apologize for the exceedance of the scope of demolition activities, have met with the contractor and were assured that no additional demolition activities outside the scope of work would occur in the future. We acknowledge that the remainder of any demolition activities cannot take place until the Commission issues its License and all pre-construction conditions of certification are complied with and the Compliance Project Manager issues an authorization to begin construction. We trust this letter provides an adequate description of the incident and will provide additional information to the best of our ability if you require it. I can also be reached at 714-765-4112.

Sincerely,



Suzanne Wilson
Environmental Service Specialist

attachments



Photo of one icehouse



Photo of second icehouse

Task 4: Data Evaluation and Report Preparation

A report presenting the results of soil excavation activities, backfill and compaction, and laboratory sampling will be submitted after completion of work to the Orange County Health Care Agency and the City.

ITEM B: SITE DEMOLITION AND CLEARING

The former Food Service Bakery building will be demolished and cleared from the Site (Attachment B). Other structures at the Site, including the Icehouse and structures located at the new, and old automotive garage, are not included in this task. This task includes workable Site demolition drawings, permits, supervision, labor, equipment and disposal as required to clear the Site as follows:

1. Permits and/ or fees.
2. Notify the SCAQMD of project.
3. Notification per SCAQMD permit #1403.
4. Preconstruction meeting/ mobilization.
5. Perform asbestos abatement.
6. Certify that all known utilities have been disconnected.
7. Remove 29,735 square foot, 18-foot high tilt-up building with an attached 5,400 square foot, 10' high stucco building to the concrete floor slab only.
8. Stockpile all like building materials (i.e. steel, tin, and steel structural members).
9. Coordinate the loading and transportation of tin and steel debris to a metal recycling facility.
10. Dispose of any general construction debris (wood, drywall, roofing materials, ceiling and insulation).
11. Break up, load, and transport concrete from tilt-up structure for off-Site concrete recycling.
12. Break, remove, load, transport and dispose/ recycle 34,776 square feet of concrete slabs and footings (assumes footings are a maximum of 2 feet wide x 3 feet thick) from Former Food Service/ Bakery Building only.
13. Rough grade the soils within the footprint of the Former Food Service/ Bakery Building.
14. Install sandbags along the perimeter of the Former Food Service/ Bakery Building to prevent storm water flowing out of the Site.
15. Clean up and demobilize from the Site.

Inclusions:

1. Site specific Health and Safety Plan.
2. Anti-Drug Plan.
3. Final grade tolerances: Sub-grade and final grading shall meet the following tolerances:
 1. Landscaping, paved areas (+ or -) 6 inches.
 2. Structures: (+ or -) 6 inches.
4. Regular work hours.
5. Total use of vacant property of west side of project for equipment storage, stockpiling

- of material with ingress/ egress.
6. Utility disconnection.
 7. Erosion control plan.

Exclusions:

1. No replacement of landscaping and/ or irrigation.
2. Removal and/ or handling of hazardous or toxic wastes.
3. Excavating and backfilling in connection with unknown storm drains, plumbing, electrical, product lines or vent lines.
4. Removal of rear wood structure, icehouse, Site concrete or asphalt paving.
5. Should any unsuitable and/ or unworkable wet material be encountered, we will furnish a separate price for loading, export, disposal and import placing and compaction.

ESTIMATED BUDGET

The required services described above can be conducted for the following costs:

Item A: Remedial Soil Excavation

<u>Task</u>	<u>Cost</u>
1 Pre-field activities/Soil Excavation	\$ 35,385
2 Backfill & Compaction	\$ 25,555
3 Profile, load, haul, & recycle soil	\$ 27,835
4 Reporting	<u>\$ 2,150</u>
Sub-total	\$ 90,925*

Item B: Site Demolition and Clearing (Lump Sum) \$177,990
 (Includes 10% markup for overhead & profit)

GRAND TOTAL \$268,915

*Additional excavation and disposal (greater than allocated 350 tons) will be conducted at the unit cost of \$90 per ton. Subsequent backfill of amounts greater than 350 tons will be conducted at the unit cost of \$50 per ton.

If this proposal and budget are acceptable, please sign the attached acceptance page ("Acceptance of Proposal and Estimated Budget"), and return it to us.



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 *CANYON POWER*
PLANT PROJECT

Docket No. 07-AFC-9

PROOF OF SERVICE
(Revised 2/25/2009)

APPLICANT

Southern California Public Power Authority
(SCPPA)
c/o City of Anaheim
Public Utilities Department
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APPLICANT CONSULTANT

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COUNSEL FOR APPLICANT

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455 Capitol Mall, Suite 350
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sgalati@gb-llp.com

INTERESTED AGENCIES

California ISO
e-recipient@caiso.com

INTERVENORS

ENERGY COMMISSION

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DECLARATION OF SERVICE

I, Marie Mills, declare that on July 23, 2009, I served and filed copies of the attached **CITY OF ANAHEIM'S NOTIFICATION OF DEMOLITION ACTIVITIES** dated **July 23, 2009**. 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 [www.energy.ca.gov/sitingcases/canyon/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

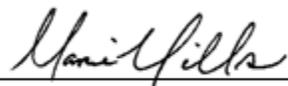
Attn: Docket No. **07-AFC-9**

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.



Marie Mills