

DOCKETED

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| Project Title: | Mission Rock Energy Center |
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| Filer: | Susan Cochran |
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Mission Rock Energy Center (Docket No. 15-AFC-02)

**Environmental Scoping Meeting and
Informational Hearing**

Santa Paula Community Center

July 28, 2016



Tonight's Agenda

1. Hearing Officer's Overview of the Energy Commission's Review Process
2. Public Adviser's Role
3. Staff's Role
4. Applicant's Proposed Project Description
5. Staff's Issues Identification Report
6. Preliminary Schedule for Application Review
7. Public Comment and Questions
8. Commissioners' Closing Remarks/Adjourn



Mission Rock Energy Center Application

- Mission Rock Energy Center, LLC., filed an Application for Certification with the Energy Commission on December 30, 2015
- Build and operate a new power plant at 1025 Mission Rock Road
 - Includes a new transmission line and a new natural gas pipeline



People and Roles

Primary participants in the review process:

- ✓ The Energy Commission
 - Committee
 - Staff
- ✓ The Applicant
- ✓ The Public
- ✓ Government Agencies
- ✓ Native American Tribes
- ✓ Intervenors



People and Roles: The Energy Commission

- The Energy Commission was created by state law, the Warren-Alquist Act, to be the primary energy policy and planning agency.
- The Energy Commission has exclusive jurisdiction over siting thermal power plants larger than 50 megawatts.
- The Energy Commission has 5 Commissioners.



People and Roles: The Committee

- Manages the proceedings, including creating the schedule
- Conducts Committee events
- Hears evidence about the project, including its potential environmental effects
- Prepares a written proposed decision (the Presiding Member's Proposed Decision)



People and Roles: Energy Commission Staff

- Is responsible for analyzing proposed projects.
 - Review federal, state, and local laws, ordinances, and regulations
 - Assess the potential environmental effects and engineering aspects
- Is an independent party in power plant licensing cases.



People and Roles: Applicant

- Entity who applies for a license to build and operate a power plant.
- Mission Rock Energy Center, LLC, a subsidiary of Calpine, is the Applicant.



People and Roles: Local, State & Federal Agencies and Native American Tribes

- The Energy Commission solicits input from local, state, and federal agencies, particularly on applicable laws, ordinances, and regulations.
- The Energy Commission also consults with Native American tribes in its review.



People and Roles: The Public

- Public participation is encouraged!
- Several opportunities to provide comments and ask questions:
 - Committee events
 - Staff workshops
 - Comment periods on major documents
 - Written comments
 - Via U.S. Mail and e-mail
 - Via e-commenting



People and Roles: Intervenors

- Intervenors are groups and individuals who want to take a more active role and are willing to accept more responsibilities in the proceedings on the Application.
- Responsibilities of intervenors include:
 - Meeting deadlines set by the Committee
 - Preparing and introducing evidence
 - Questioning evidence presented by other parties.



People and Roles: Intervenors (continued)

- To intervene, you must file a written request:
 - What is your interest in intervening?
 - What specific topics or subject matters are you especially interested in addressing through intervention?
- The deadline to apply to intervene will be included in the Committee Scheduling Order



Review Process: Environmental Review

- The Energy Commission is the “lead agency” for review under the California Environmental Quality Act.
- The Warren-Alquist Act creates a “certified regulatory process” for the Energy Commission’s environmental review.



Review Process: Preliminary Staff Assessment

- Is staff's independent, objective environmental and engineering analysis of the Application.
- Will be available for public comment for at least 30 days.
- Staff generally holds a public workshop during the comment period.



Review Process: Final Staff Assessment

- After the comment period on the Preliminary Staff Assessment, Staff prepares a Final Staff Assessment that consists of:
 - Responses to comments made on the Preliminary Staff Assessment
 - Any changes to the analysis based on the comments received during the comment period on the Preliminary Staff Assessment



Review Process: Evidentiary Hearings

- After the Final Staff Assessment is filed, the Committee will hold evidentiary hearings.
 - Parties present their evidence
 - Parties may question other parties' witnesses and documents
 - Public comments



Review Process: Presiding Member's Proposed Decision

- The written document that contains the analysis, conclusions, and recommendations of the Committee about the legal and factual issues presented by the Application.
- Will be available for public comment for 30 days.
- There will be a Committee Conference during the public comment period.



Review Process: Energy Commission Final Decision

- The full Energy Commission will consider the Presiding Member's Proposed Decision at one of its business meetings.
- Once the full Energy Commission has acted on the Presiding Member's Proposed Decision, that is the "Final Decision".



Review Process:

Communication Rule (Ex Parte Rule)

- Provides full disclosure to all interested persons, organizations, and the parties of any information that may be used as a basis for future decisions about this project.
- Our rules require that all contact with the Committee occur in only two ways:
 - During a public meeting.
 - In a document filed in the record for this proceeding.



Review Process: Notices

- State law (Bagley-Keene Act) specifies that the Energy Commission give at least 10 days' notice to the public of the date and time of a meeting or event.
- The Energy Commission will provide notice of when documents are available and will indicate the deadline for submitting comments.



California Energy Commission

| Activity | Usual Interval | Staff's Proposed | Applicant's Proposed | Committee Proposed |
|--|----------------|------------------|----------------------|---|
| Application for Certification (AFC) filed | 12-30-15 | -- | -- | -- |
| AFC determined to be data adequate | 5-17-16 | -- | -- | -- |
| Status Reports from all parties due on the 1st of each month | | -- | -- | 1 st of each month, beginning 9-1-16 |



California Energy Commission

| Activity | Usual Interval | Staff's Proposed | Applicant's Proposed | Committee Proposed |
|--|-----------------------|------------------|----------------------|--------------------|
| Staff Files Data Requests (DR): Round 1 | -- | 6-24-16 | -- | -- |
| DR & Issues Resolution Workshop: Round 1 (in Sacramento) | -- | 7-12-16 | 7-12-16 | -- |
| Petitioner Provides Data Responses: Round 1 | 30 days after request | 7-25-16 | 7-22-16 | -- |



California Energy Commission

| Activity | Usual Interval | Staff's Proposed | Applicant's Proposed | Committee Proposed |
|---|-------------------------|------------------|----------------------|--------------------|
| Staff Files DR: Round 2 | -- | 9-6-16 | 8-15-16 | -- |
| DR & Issues Resolution Workshop: Round 2 (in Santa Paula) | -- | 9-22-16 | TBD | -- |
| Applicant Files Data Responses Round 2 | 30 days after DR | 10-6-16 | 9-13-16 | -- |
| Discovery Closes (per § 1716, subd. (e)) | AFC complete + 180 days | -- | -- | 11-14-16 |



California Energy Commission

| Activity | Interval | Staff's Proposed | Applicant's Proposed | Committee Proposed |
|--|----------------|------------------|----------------------|--------------------|
| VCAPCD issues Preliminary Determination of Compliance (PDOC) | TBD | TBD | TBD | TBD |
| Preliminary Staff Assessment (PSA) published | PDOC + 30 days | 11-17-16 | 10-14-16 | -- |
| PSA Workshop (in Santa Paula) | PSA + 14 days | 12-1-16 | TBD | -- |
| Public Comments on PSA due | PSA + 30 days | 12-19-16 | 11-14-16 | -- |



California Energy Commission

| Activity | Interval | Staff's Proposed | Applicant's Proposed | Committee Proposed |
|--|----------------|------------------|----------------------|--------------------|
| VCAPCD issues Final Determination of Compliance (FDOC) | TBD | TBD | TBD | TBD |
| Final Staff Assessment (FSA) published | FDOC + 45 days | 1-26-17 | 12-16-16 | 1-26-17 |
| Parties file Opening Testimony | FSA + 4 weeks | -- | -- | 2-24-17 |
| Parties file Rebuttal Testimony | FSA + 5 weeks | -- | -- | 3-3-17 |



California Energy Commission

| Activity | Interval | Staff's Proposed | Applicant's Proposed | Committee Proposed |
|--|-------------------------------|------------------|----------------------|--------------------|
| Last to file Petition to Intervene | Evidentiary hearing – 30 days | -- | -- | 3-3-17 |
| Parties File Prehearing Conference (PHC) Statements with Exhibit Lists | FSA + 6 weeks | -- | -- | 3-10-17 |
| Prehearing Conference (PHC) | FSA + 7 weeks | -- | -- | Week of 3-17-17 |



California Energy Commission

| Activity | Interval | Staff's Proposed | Applicant's Proposed | Committee Proposed |
|---|------------------------------------|------------------|----------------------|--------------------|
| Evidentiary Hearings (EH) | PHC+ 2 weeks | -- | -- | Week of 4-3-17 |
| Parties file Opening Briefs (if needed) | 2 weeks after EH transcripts | -- | -- | TBD |
| Parties file Reply Briefs (if needed) | 3 weeks after EH transcripts | -- | -- | TBD |



California Energy Commission

| Activity | Interval | Staff's Proposed | Applicant's Proposed | Committee Proposed |
|---|-------------------------|------------------|----------------------|--------------------|
| Committee Files Presiding Member's Proposed Decision (PMPD) | EH + 9 weeks | TBD | -- | Week of 6-5-17 |
| Committee Conference on PMPD | PMPD + 3 weeks | TBD | -- | Week of 6-26-17 |
| Close of Comment Period on PMPD | PMPD + 30 days | TBD | -- | Week of 7-3-17 |
| Committee Files Errata or Revised PMPD (if necessary) | -- | TBD | -- | TBD |
| Energy Commission Final Decision | -- | TBD | -- | TBD |



Contacts

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Public Comments

- The court reporter will prepare a transcript of all comments and questions; the transcript is part of the record for the proposed project.
- Questions are helpful, but may not be answered tonight.
- Interpreters are available to translate questions and comments.
- Blue cards from the Public Advisor are helpful but not required.



Public Comments (continued)

- Please speak into the microphone.
- State and spell your name for the record.
- Please limit your remarks to 3 minutes.