



December 10, 2008

Andrew C. Welch
CPV Vacaville, LLC
8403 Colesville Road, Suite 915
Silver Spring, MD 20910

DOCKET	
08-AFC-11	
DATE	DEC 10 2008
RECD.	DEC 31 2008

Re: Facility ID: 05586
Process: 660 MW combined cycle generation facility, including two natural gas fired combustion turbine generators, 37 MMBtu auxiliary boiler, 1500 hp diesel fired internal combustion engine powering a generator, a 300 hp diesel fired internal combustion engine powering a fire pump, and a 12- cell cooling tower
Site Location: Section 30, Township 6N, Range 1E; Solano County, CA

Dear Mr. Welch:

The District has reviewed the aforementioned application and has determined it to be administratively complete. It is possible that clarifying information on one or more parts of the application may be required prior to approval. In accordance with District Rule 3.4, section 418.5, the District will prepare a preliminary determination of compliance for the project.

Due to the complexity of your application, the District expects that the evaluation will take 10 hours or more to process. Therefore in accordance with Rule 4.1, section 301.1, the fees for this application will be based on the actual time required to evaluate your application and verify equipment compliance, using the time and material rate from Rule 4.1, section 307.10, currently \$87 per hour. Based on the information previously submitted by your company, the District estimates a total time of 500 hours, or \$43,500. The filing fee of \$15,926 that you submitted with the application will be credited towards the hourly fees, leaving a balance of \$27,574. District Rule 4.1, section 301.1 requires that the applicant deposit the amount estimated with the District, however the District will allow the deposit to be made in installments of \$10,000 per month in January and February of 2009, with the remainder of \$7,574 in March of 2009. You will receive an invoice for each of these amounts.

Although the District has deemed the application administratively complete, the following issues have been identified during the completeness period:

- ▶ The 3 ppm CO limit proposed in the application may not represent the Best Available Control Technology (BACT) for this type of equipment, as defined in District Rule 3.4, section 208; and
- ▶ The source of emission reduction credits (ERCs) that will be used to satisfy the offset requirements contained in District Rule 3.4 has not been identified. District Rule 3.4, section 409.3a requires that

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the applicant supply evidence of sufficient ERCs prior to the issuance of a preconstruction permit.

This notification of completeness does not imply that the District concurs with any analyses, conclusions or positions contained in the application.

Please indicate your facility number on any correspondence with the District. If you have any questions on this matter, please contact Courtney Graham at (530) 757-3655 or toll-free in the (530), (916), and (707) area codes at (800) 287-3650.

Sincerely,



Susan K. McLaughlin
Supervising Air Quality Engineer

cc: Steve Hill; Sierra Research; 1801 J Street; Sacramento, CA 95811
Rod Jones, Project Manager; California Energy Commission; 1516 Ninth St., MS-15; Sacramento, CA 95814