

CALIFORNIA ENERGY COMMISSION

1516 NINTH STREET
SACRAMENTO, CA 95814-5512
www.energy.ca.gov

DOCKET	
06-AFC-7,	
DATE	JUN 13 2008
RECD.	JUN 13 2008



Mr. Scott A. Galati
Galati/Blek, LLP
555 Capitol Avenue Suite 600
Sacramento, CA 95814

June 13, 2008

SUBJECT: HBRP (06-AFC-07) Submittal of Compliance Documents

Dear Mr. Galati:

Regarding your May 29, 2008 request to allow submission of certain compliance documents for Energy Commission review prior to the preparation of the Humboldt Bay Repowering Project (HBRP) prior to the issuance of the Presiding Member's Proposed Decision (PMPD). Terry O'Brien, and other division managers reviewed your request, talked with the potentially affected technical staff, and determined that, for the items specified in your May 29, 2008, letter, the stated justification supports your request.

It would be very helpful if you would provide staff with a schedule of the planned submittals at your earliest opportunity. As you and your team are aware, the Energy Commission presently has a substantial number of siting and compliance cases that also require significant staff time. We expect that the pre-filing of documents will be limited to those you have identified in your May 29, 2008, and copied below:

The compliance documents requiring submittal now based on PG&E's construction schedule and the condition verification submittal timeframes are listed below. Specifically, these conditions require that the compliance document be submitted More than 30 days prior to the start of soil disturbance, site mobilization or construction. The conditions are:

- AQ-SCI:** Name, resume, and qualifications of Air Quality Mitigation Manager
- AQ-SC2:** Air Quality Construction Mitigation Plan
- BIO-1:** Resume and references for Designated Biologist
- BIO-5:** Worker Environmental Awareness Program
- BIO-6:** Biological Resources Mitigation Implementation and Monitoring Plan
- BIO-12:** Wetland Mitigation Plan
- CUL-1:** Resume of Cultural Resources Specialist
- CUL-2:** Submittal of maps and drawings to Cultural Resources Specialist
- CUL-8:** Submittal of qualifications of architectural historian
- HAZ-6:** Notice of hazardous materials transportation route
- SOIL & WATER-1:** Drainage, Erosion, and Sedimentation Control Plan
- SOIL & WATER-6:** Submittal of dewatering permit from the Humboldt Community Services District
- TRANS-1 :** Traffic Control and Implementation Plan
- WASTE-6:** Radiological survey
- WASTE-7:** Submittal of Remedial Soil Investigation
- GEN-2:** Master drawing list and master specification list

HBRP Early Compliance Document Submittal Reponse

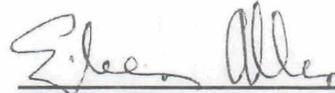
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Energy Commission staff will make every effort to review these documents as submitted in a timely manner, but it is important to note that our current workload is quite heavy, and no commitment can be made regarding the turn-around time beyond our assurance that we will make every effort to provide a timely response to the document reviews that are requested.

It is also incumbent upon me to state that submissions to the Energy Commission at this unusually early stage are "at risk" based upon changes that may result to the actual conditions of certification contained in the PMPD and, subsequently, in the final Commission Decision regarding the Humboldt Bay Repowering Project should the Energy Commission approve the project.

Sincerely,

A handwritten signature in cursive script, appearing to read "Eileen Allen", written over a horizontal line.

Eileen Allen

Siting and Compliance Office Manager