

CALIFORNIA ENERGY COMMISSION

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



April 23, 2012

Kumeyaay Cultural Repatriation Committee
Steve Banegas, Spokesperson, Coordinator
1095 Barona Road
Lakeside, CA 92040

DOCKET	
11-AFC-3	
DATE	<u>APR 23 2012</u>
RECD.	<u>APR 26 2012</u>

RE: PROPOSED NEW POWER PLANT IN THE CITY OF SAN DIEGO
QUAIL BRUSH GENERATION PROJECT (11-AFC-03)

Dear Mr. Banegas,

Your name was provided to the California Energy Commission (Energy Commission) by the Native American Heritage Commission (NAHC), per the NAHC issued letter dated March 29, 2012, as a representative of a Native American community who might be interested in the proposed construction and operation of a power plant in the City of San Diego (see attached site location and project layout maps).

The Energy Commission has jurisdiction over the proposed project and has received an application for a permit to build and operate the generating plant. The Quail Brush Generation Project (QBG) is being proposed for development by Quail Brush Genco, LLC.

The proposed Quail Brush Generation Project (Project) is a nominal 100-megawatt (MW) intermediate/peaking load electrical generating facility. It would consist of a set of eleven (11) natural gas-fired reciprocating Wartsila engine generators. The proposed project has a long-term Power Purchase Tolling Agreement (PPA) with SDG&E as a result of a 2009 Request for Offers (RFO). The Project would support SDG&E's efforts to increase reliance on wind, solar and other renewable energy resources. It would also provide peaking and load-shaping power to the grid, along with several ancillary services intended to assure system reliability within the SDG&E service area.

The Project is proposed to be located in the City of San Diego, California, west of the City of Santee, south of the Sycamore Landfill and north of State Route 52. The portion of the Project where the power plant is proposed to be constructed is approximately 11 acres and is located within a 21.6- acre privately owned parcel optioned by Development Land Holdings, LLC. The Project company Quail Brush Genco, LLC (Applicant), and Development Land Holdings are wholly owned subsidiaries of Cogentrix Energy, LLC. Additional Project components located beyond the plant site would include a 230 kilovolt (kV) generation tie-line (gen tie), utility switchyard, and natural gas pipeline lateral.

PROOF OF SERVICE (REVISED 4/12/12) FILED WITH
ORIGINAL MAILED FROM SACRAMENTO ON 4/24/12
DLS

Over the coming months, the Energy Commission will be holding a number of public workshops and hearings on the proposal to determine whether the proposed project should be approved for construction and operation and under what set of conditions. These workshops and hearings will provide the public, tribes, local, state and federal agencies the opportunity to ask questions about, and provide input on, the proposed project. Energy Commission staff will be following up this letter with phone calls to gauge any tribal interest or concerns about the project. The Energy Commission will issue notices for these workshops and hearings at least 10 days prior to the meeting.

To view a copy of the Application for Certification and find more information about the project and proceedings, please visit the project website: <http://www.energy.ca.gov/sitingcases/quailbrush/index.html>. If you want to be notified by e-mail whenever a public meeting is scheduled or a document is posted to the project website, you can sign up for the project list server on the main web page. Should the tribe request, Energy Commission staff will arrange for a separate meeting to discuss issues that the tribe may wish to hold in confidence from the general public.

The Energy Commission staff welcomes your comments or questions. If you have concerns regarding cultural resources that could be affected by the proposed project, please contact Thomas Gates at (916) 654-5008; Fax: (916) 651-8868; or by e-mail: tgates@energy.ca.gov.

Sincerely,

Eric Knight, Manager
Environmental Protection Office

Enclosures: Project Site Location Map
Project Layout Map

cc: Energy Commission Dockets
Thomas Gates, Cultural Resources
Eric Solorio, Project Manager



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 *QUAIL BRUSH GENERATION PROJECT***

DOCKET NO. 11-AFC-03
PROOF OF SERVICE
(Revised 4/12/2012)

APPLICANT

Cogentrix Energy, LLC
C. Richard "Rick" Neff, Vice President
Environmental, Health & Safety
9405 Arrowpoint Boulevard
Charlotte, NC 28273
rickneff@kogentrix.com

Cogentrix Energy, LLC
John Collins
Lori Ziebart
9405 Arrowpoint Blvd.
Charlotte, NC 28273
johncollins@kogentrix.com
loriziebart@kogentrix.com

APPLICANT'S CONSULTANTS

Tetra Tech EC, Inc.
Connie Farmer
Sr. Environmental Project Manager
143 Union Boulevard, Suite 1010
Lakewood, CO 80228
connie.farmer@tetrattech.com

Tetra Tech EC, Inc.
Barry McDonald
VP Solar Energy Development
17885 Von Karmen Avenue, Ste. 500
Irvine, CA 92614-6213
e-mail service preferred
barry.mcdonald@tetrattech.com

COUNSEL FOR APPLICANT

Bingham McCutchen LLP
Ella Foley Gannon
Camarin Madigan
Three Embarcadero Center
San Francisco, CA 94111-4067
e-mail service preferred
ella.gannon@bingham.com
camarin.madigan@bingham.com

INTERVENOR

Roslind Varghese
9360 Leticia Drive
Santee, CA 92071
roslindv@gmail.com

*Rudy Reyes
8527 Graves Avenue, #120
Santee, CA 92071
rreyes2777@hotmail.com

*Dorian S. Houser
7951 Shantung Drive
Santee, CA 92071
dhouser@cox.net

*Kevin Brewster
8505 Mesa Heights Road
Santee, CA 92071
lzpup@yahoo.com

INTERESTED AGENCIES

California ISO
e-mail service preferred
e-recipient@caiso.com

City of Santee
Department of Development
Services
Melanie Kush
Director of Planning
10601 Magnolia Avenue, Bldg. 4
Santee, CA 92071
mkush@ci.santee.ca.us

*Morris E. Dye
Development Services Dept.
City of San Diego
1222 First Avenue, MS 501
San Diego, CA 92101
mdye@sandiego.gov

**ENERGY COMMISSION –
DECISIONMAKERS**

KAREN DOUGLAS
Commissioner and
Presiding Member
e-mail service preferred
kdougl@energy.ca.gov

CARLA PETERMAN
Commissioner and
Associate Member
cpeterma@energy.ca.gov

Raoul Renaud
Hearing Adviser
e-mail service preferred
rrenaud@energy.ca.gov

Galen Lemei
Presiding Member's Advisor
e-mail service preferred
glemei@energy.ca.gov

Jim Bartridge
Associate Member's Advisor
jbartrid@energy.ca.gov

ENERGY COMMISSION STAFF

Eric Solorio
Project Manager
esolorio@energy.ca.gov

Stephen Adams
Staff Counsel
e-mail service preferred
sadams@energy.ca.gov

Eileen Allen
Commissioners' Technical
Adviser for Facility Siting
e-mail service preferred
eallen@energy.ca.gov

**ENERGY COMMISSION –
PUBLIC ADVISER**

Jennifer Jennings
Public Adviser's Office
e-mail service preferred
publicadviser@energy.state.ca.us

DECLARATION OF SERVICE

I, Diane Scott, declare that on April 24, 2012, I served and filed a copy of the (11-AFC-03) QUAIL BRUSH GENERATION PROJECT – STAFF’S NATIVE AMERICAN CONSULTATION LETTER FOR THE PROPOSED NEW POWER PLANT IN THE CITY OF SAN DIEGO, DATED APRIL 23, 2012. This document is accompanied by the most recent Proof of Service list, located on the web page for this project at:

<http://www.energy.ca.gov/sitingcases/quailbrush/index.html>.

The document has been sent to the other parties in this proceeding (as shown on the Proof of Service list) and to the Commission’s Docket Unit or Chief Counsel, as appropriate, in the following manner:

(Check all that Apply)

For service to all other parties:

- Served electronically to all e-mail addresses on the Proof of Service list;
- Served by delivering on this date, either personally, or for mailing with the U.S. Postal Service with first-class postage thereon fully prepaid, to the name and address of the person served, for mailing that same day in the ordinary course of business; that the envelope was sealed and placed for collection and mailing on that date to those addresses NOT marked “e-mail preferred.”

AND

For filing with the Docket Unit at the Energy Commission:

- by sending an electronic copy to the e-mail address below (preferred method); **OR**
- by depositing an original and 12 paper copies in the mail with the U.S. Postal Service with first class postage thereon fully prepaid, as follows:

CALIFORNIA ENERGY COMMISSION – DOCKET UNIT
Attn: Docket No. 11-AFC-3
1516 Ninth Street, MS-4
Sacramento, CA 95814-5512
docket@energy.state.ca.us

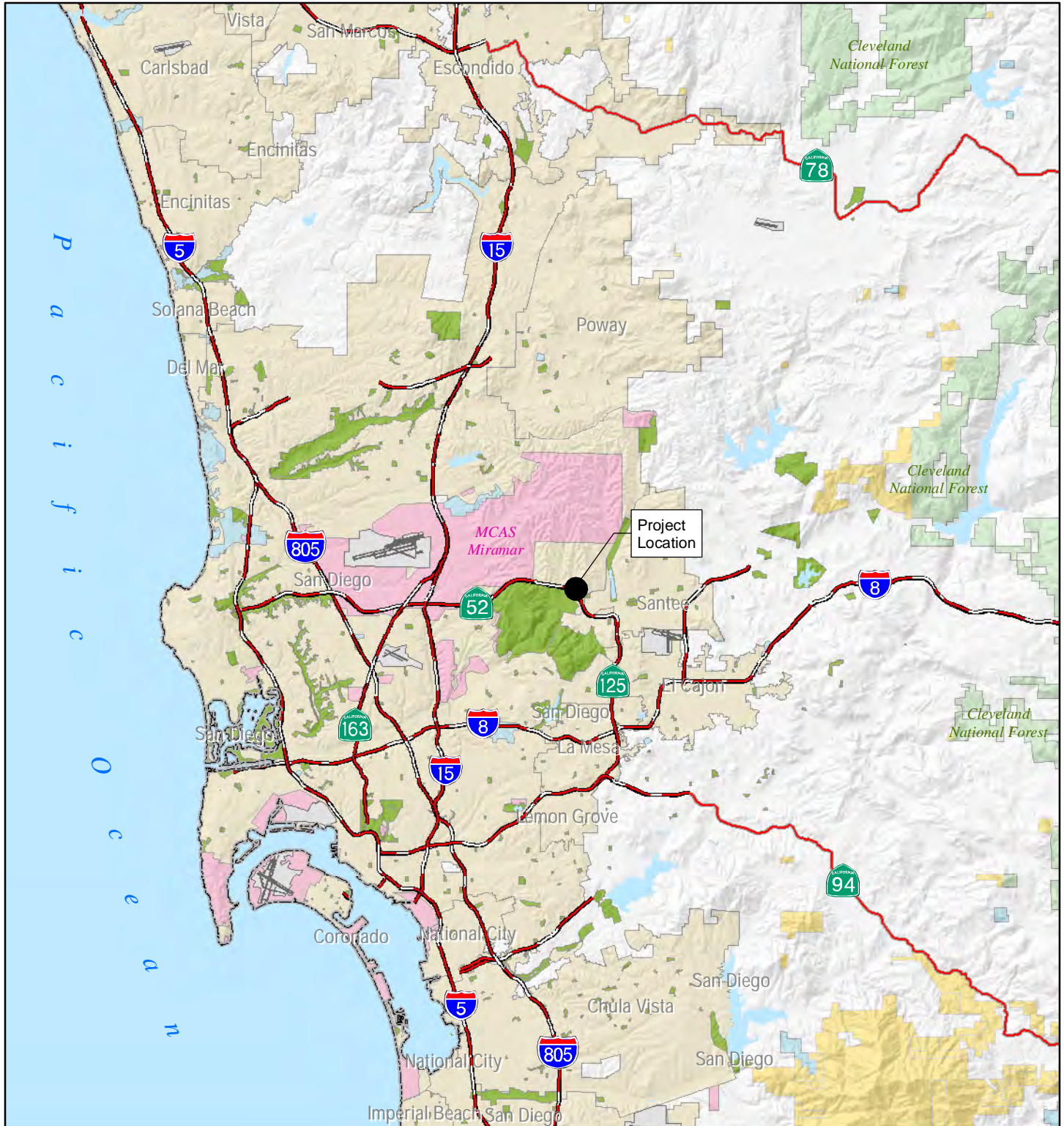
OR, if filing a Petition for Reconsideration of Decision or Order pursuant to Title 20, § 1720:

- Served by delivering on this date one electronic copy by e-mail, and an original paper copy to the Chief Counsel at the following address, either personally, or for mailing with the U.S. Postal Service with first class postage thereon fully prepaid:

California Energy Commission
Michael J. Levy, Chief Counsel
1516 Ninth Street MS-14
Sacramento, CA 95814
mlevy@energy.state.ca.us

I declare under penalty of perjury under the laws of the State of California that the foregoing is true and correct, that I am employed in the county where this mailing occurred, and that I am over the age of 18 years and not a party to the proceeding.

Original Signed By:
Diane Scott
Siting, Transmission and Environmental Protection Division



Legend

- Interstate
- State Highways
- Local Parks
- Cities/Places

Land Jurisdiction

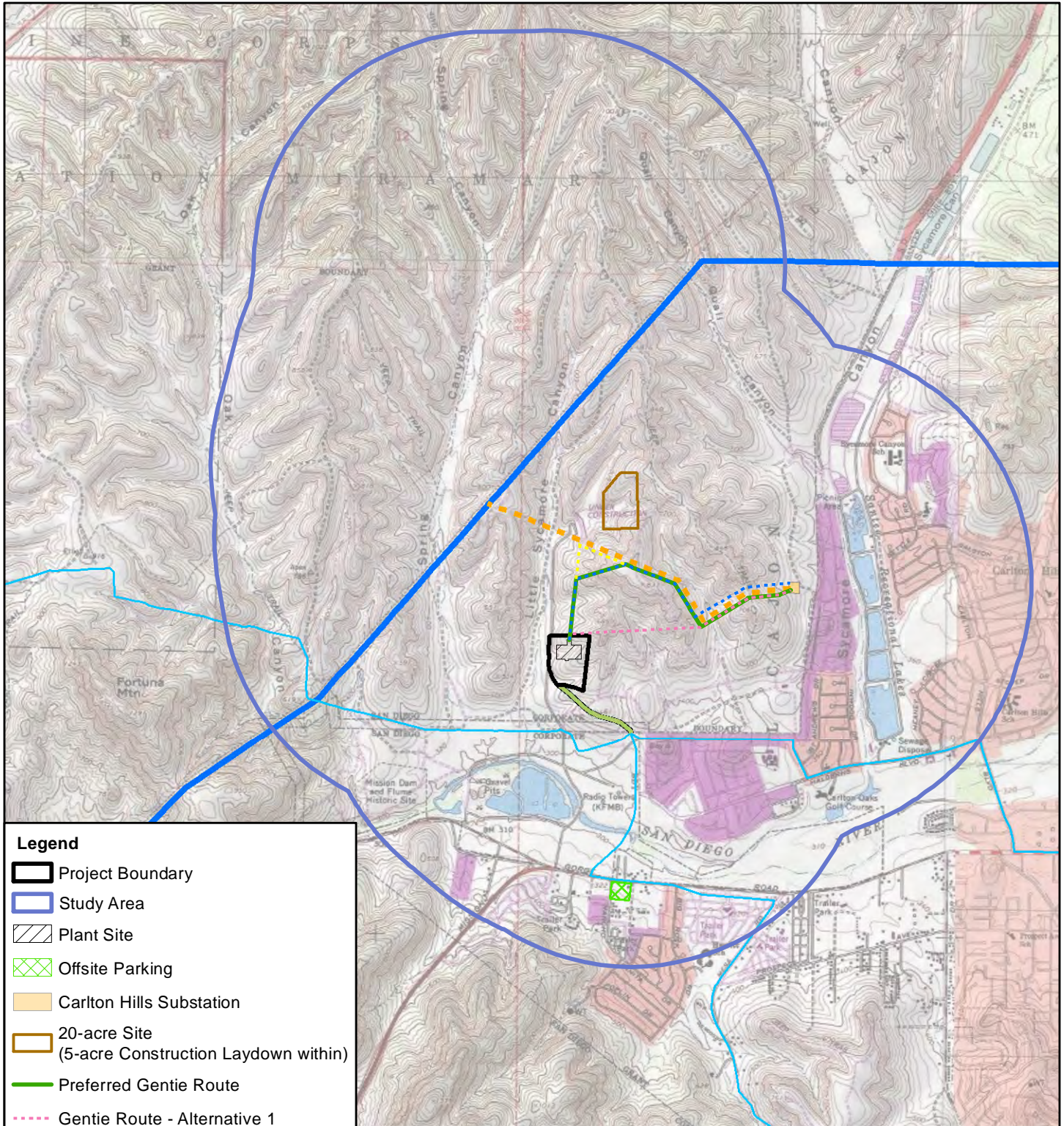
- BLM
- Military
- State Lands
- US Forest Service

QUAIL BRUSH GENERATION PROJECT















FIGURE 1-1
REGIONAL PROJECT LOCATION

0 2.5 5 10
 Miles

TETRA TECH EC, INC.



Legend

-  Project Boundary
-  Study Area
-  Plant Site
-  Offsite Parking
-  Carlton Hills Substation
-  20-acre Site
(5-acre Construction Laydown within)
-  Preferred Gentie Route
-  Gentie Route - Alternative 1
-  Gentie Route - Alternative 2
-  Gentie Route - Alternative 3
-  Proposed Gas Lateral
-  Existing SDG&E 230 kV T-Lines (2)
-  Existing 138 kV T-Line
-  Existing SDG&E Gas Line



QUAIL BRUSH GENERATION PROJECT

FIGURE 1-4
QUAIL BRUSH STUDY AREA

