

**CALIFORNIA ENERGY COMMISSION**

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



April 23, 2012

Kumeyaay Cultural Repatriation Committee  
 Bernice Paipa, Vice Spokesperson, Coordinator  
 1095 Barona Road  
 Lakeside, CA 92040

<b>DOCKET</b>	
<b>11-AFC-3</b>	
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 Ms. Paipa,

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](mailto: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](mailto:rickneff@kogentrix.com)

Cogentrix Energy, LLC  
John Collins  
Lori Ziebart  
9405 Arrowpoint Blvd.  
Charlotte, NC 28273  
[johncollins@kogentrix.com](mailto:johncollins@kogentrix.com)  
[loriziebart@kogentrix.com](mailto: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](mailto: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](mailto: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](mailto:ella.gannon@bingham.com)  
[camarin.madigan@bingham.com](mailto:camarin.madigan@bingham.com)

INTERVENOR

Roslind Varghese  
9360 Leticia Drive  
Santee, CA 92071  
[roslindv@gmail.com](mailto:roslindv@gmail.com)

\*Rudy Reyes  
8527 Graves Avenue, #120  
Santee, CA 92071  
[rreyes2777@hotmail.com](mailto:rreyes2777@hotmail.com)

\*Dorian S. Houser  
7951 Shantung Drive  
Santee, CA 92071  
[dhouser@cox.net](mailto:dhouser@cox.net)

\*Kevin Brewster  
8505 Mesa Heights Road  
Santee, CA 92071  
[lzpup@yahoo.com](mailto:lzpup@yahoo.com)

INTERESTED AGENCIES

California ISO  
*e-mail service preferred*  
[e-recipient@caiso.com](mailto: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](mailto: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](mailto:mdye@sandiego.gov)

**ENERGY COMMISSION –  
DECISIONMAKERS**

KAREN DOUGLAS  
Commissioner and  
Presiding Member  
*e-mail service preferred*  
[kdougl@energy.ca.gov](mailto:kdougl@energy.ca.gov)

CARLA PETERMAN  
Commissioner and  
Associate Member  
[cpeterma@energy.ca.gov](mailto:cpeterma@energy.ca.gov)

Raoul Renaud  
Hearing Adviser  
*e-mail service preferred*  
[rrenaud@energy.ca.gov](mailto:rrenaud@energy.ca.gov)

Galen Lemei  
Presiding Member's Advisor  
*e-mail service preferred*  
[glemei@energy.ca.gov](mailto:glemei@energy.ca.gov)

Jim Bartridge  
Associate Member's Advisor  
[jbartrid@energy.ca.gov](mailto:jbartrid@energy.ca.gov)

**ENERGY COMMISSION STAFF**

Eric Solorio  
Project Manager  
[esolorio@energy.ca.gov](mailto:esolorio@energy.ca.gov)

Stephen Adams  
Staff Counsel  
*e-mail service preferred*  
[sadams@energy.ca.gov](mailto:sadams@energy.ca.gov)

Eileen Allen  
Commissioners' Technical  
Adviser for Facility Siting  
*e-mail service preferred*  
[eallen@energy.ca.gov](mailto:eallen@energy.ca.gov)

**ENERGY COMMISSION –  
PUBLIC ADVISER**

Jennifer Jennings  
Public Adviser's Office  
*e-mail service preferred*  
[publicadviser@energy.state.ca.us](mailto: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](mailto:docket@energy.state.ca.us)

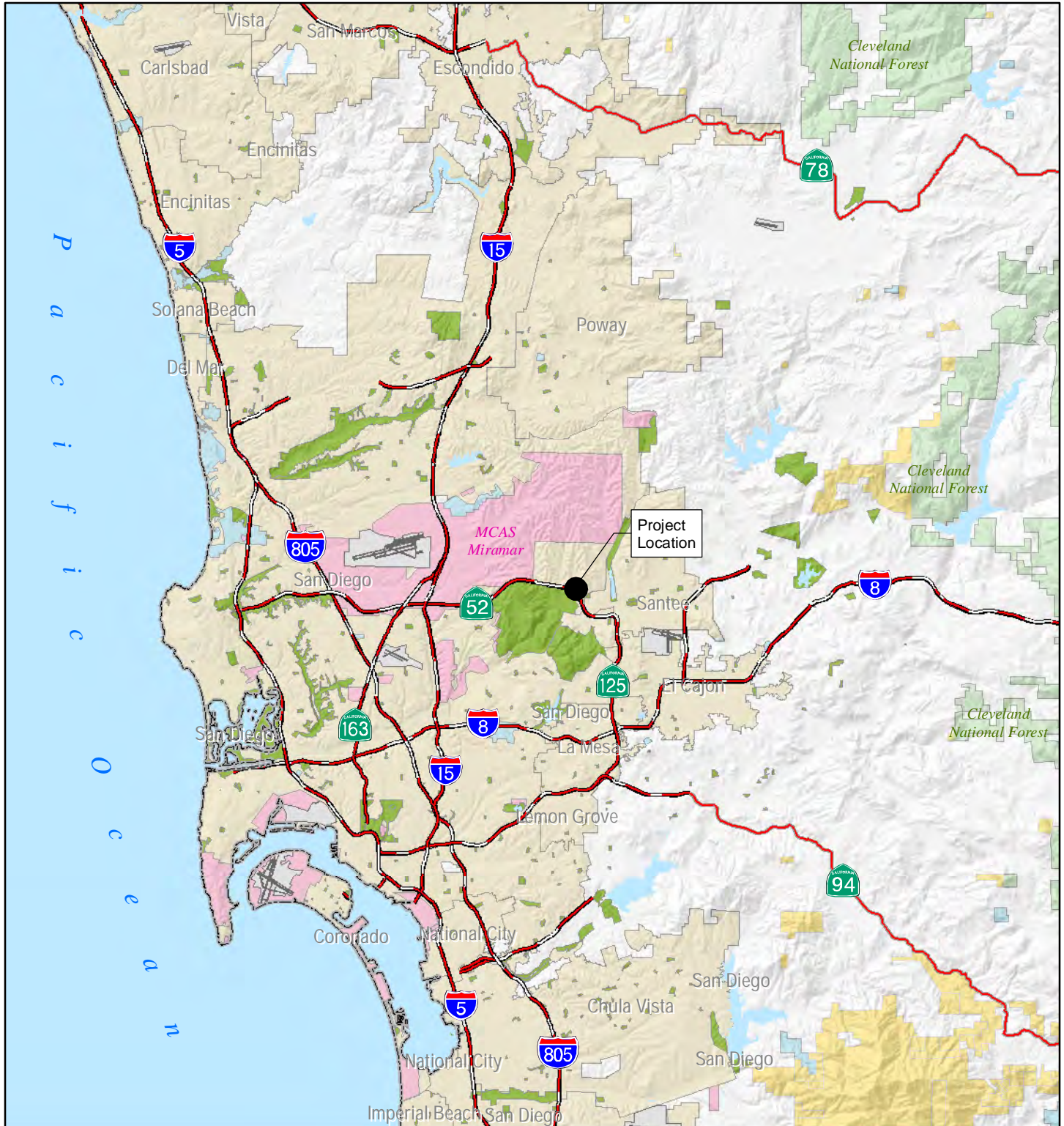
***OR, if filing a Petition for Reconsideration of Decision or Order pursuant to Title 20, § 1720:***

- 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](mailto: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



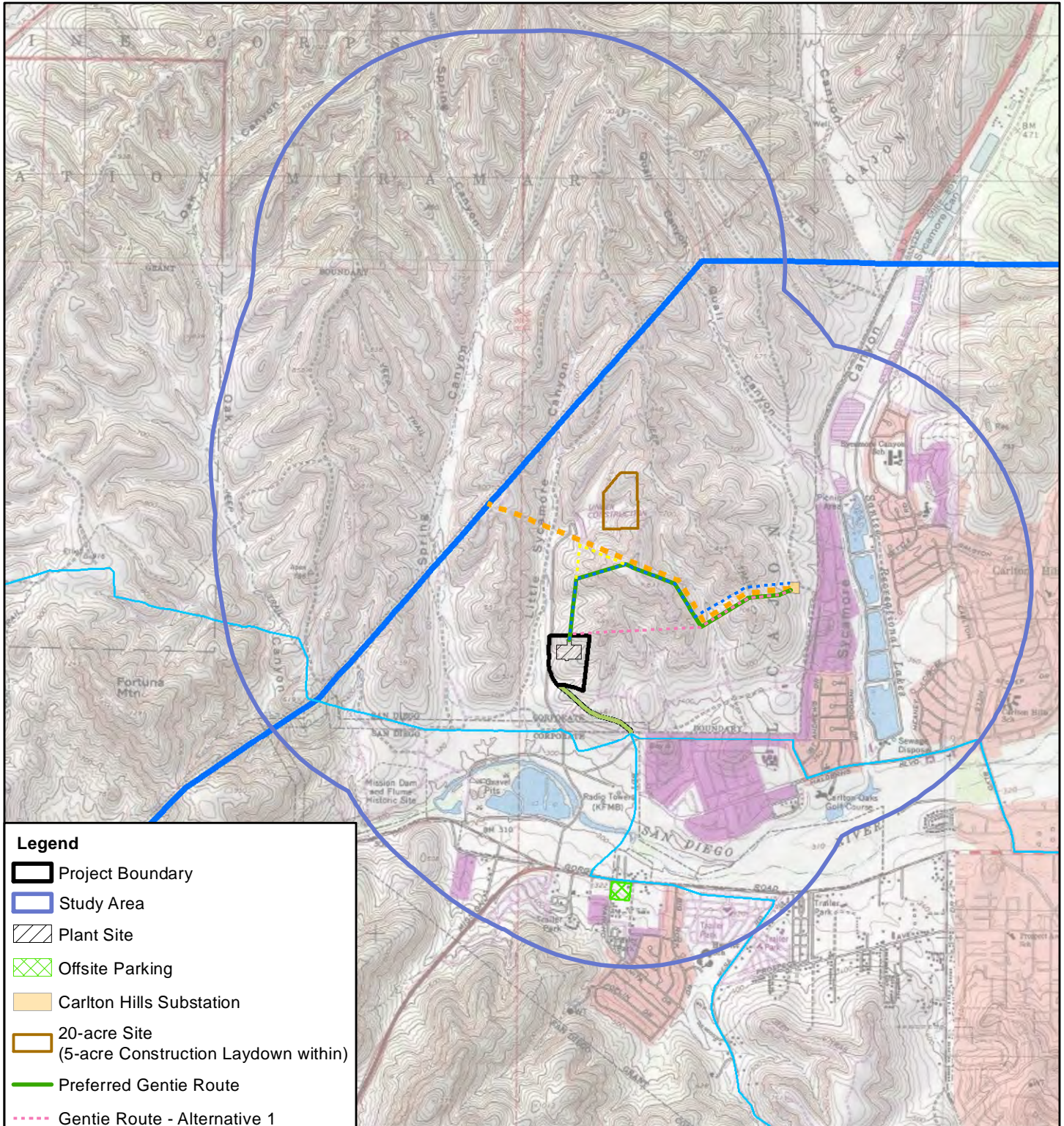
Legend		Land Jurisdiction	
	Interstate		BLM
	State Highways		Military
	Local Parks		State Lands
	Cities/Places		US Forest Service

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**

