

DOCKET
08-AFC-10

DATE DEC 15 2009

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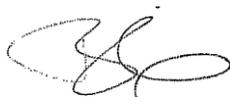
December 15, 2009

California Energy Commission
Docket Unit
1516 Ninth Street
Sacramento, CA 95814-5512

Subject: **COMMENTS ON DRAFT FINAL DETERMINATION OF
COMPLIANCE NORTHERN CALIFORNIA POWER AGENCY,
LODI ENERGY CENTER PROJECT NO. N-1083490
DOCKET NO. (08-AFC-10)**

Enclosed for filing with the California Energy Commission is the original of the
**COMMENTS ON DRAFT FINAL DETERMINATION OF COMPLIANCE
NORTHERN CALIFORNIA POWER AGENCY, LODI ENERGY CENTER
PROJECT NO. N-1083490**, for the Lodi Energy Center Docket No. (08-AFC-10)

Sincerely,



Robert A Gladden
Counsel to NCPA



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December 14, 2009

David Warner
Director of Permit Services
San Joaquin Valley Air Pollution Control District
4800 Enterprise Way
Modesto, CA 95356-8718

Re: Comments on Draft Final Determination of Compliance
Northern California Power Agency, Lodi Energy Center
Project No. N-1083490

Dear Mr. Warner:

On behalf of the Northern California Power Agency (NCPA), we appreciate the opportunity to provide comments on the draft final determination of compliance (FDOC) issued to the NCPA Lodi Energy Center (LEC) project in Lodi, San Joaquin County. We have only three comments—two errata and one minor proposed revision to a permit condition.

Determination of Compliance Evaluation—Errata

Page 15, SSPE2 Table: NO_x SSPE2 for the auxiliary boiler is shown as zero but should be 1240 lb/yr. Please add a footnote to the table indicating that CO emissions from the auxiliary boiler are included in the 198,000 lb/hr total annual facility limit.

Page 37, Monitoring Requirements for Gas Turbine: Please include 40 CFR Part 75 in the list of bases for certification and operation of the CEMS.

Permit Conditions for Unit N-2697-5-0

Condition 34 (Definition of Shutdown): Please revise the definition as shown below to eliminate the reference to “ambient temperature”:

Shutdown is defined as the period of time during which a unit is taken from an operational to a non-operational status by allowing it to cool down from its operating temperature to ambient temperature as ending when the fuel supply to the unit is completely turned off.

We appreciate the opportunity to review the FDOC. If you have any questions regarding these comments, or wish to discuss them further, please do not hesitate to call Nancy Matthews or me.

Sincerely,

Nancy Matthews

for Jeff Adkins

cc: Rupi Gill, SJVAPCD
Jagmeet Kahlon, SJVAPCD
Ed Warner, NCPA
Rod Jones, CEC
Scott Galati, Galati Blek
Sarah Madams, CH2M Hill
Andrea Grenier



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 *Lodi Energy Center*

Docket No. 08-AFC-10

PROOF OF SERVICE
(Revised 2/17/09)

APPLICANT

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DECLARATION OF SERVICE

I, Robert A. Gladden, declare that on December 15, 2009, I served and filed copies of the attached **COMMENTS ON DRAFT FINAL DETERMINATION OF COMPLIANCE NORTHERN CALIFORNIA POWER AGENCY, LODI ENERGY CENTER PROJECT NO. N-1083490** dated **December 14, 2009**. The original document, filed with the Docket Unit, is accompanied by a copy of the most recent Proof of Service list, located on the web page for this project at:

[www.energy.ca.gov/sitingcases/lodi/index.html].

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

(Check all that Apply)

For service to all other parties:

sent electronically to all email addresses on the Proof of Service list;

by personal delivery or by depositing in the United States mail at Sacramento, California with first-class postage thereon fully prepaid and addressed as provided on the Proof of Service list above to those addresses **NOT** marked "email preferred."

AND

For filing with the Energy Commission:

sending an original paper copy and one electronic copy, mailed and emailed respectively, to the address below (*preferred method*);

OR

depositing in the mail an original and 12 paper copies, as follows:

CALIFORNIA ENERGY COMMISSION
Attn: Docket No. 08-AFC-10
1516 Ninth Street, MS-4
Sacramento, CA 95814-5512
docket@energy.state.ca.us

I declare under penalty of perjury that the foregoing is true and correct.



Robert A. Gladden