

California Energy Commission

**Orange Grove Power Project
Application for Certification
08-AFC-4**

DOCKET	
08-AFC-4	
DATE	JUL 29 2008
RECD.	JUL 30 2008

**Commissioner James Boyd– Presiding Member
Commissioner Arthur Rosenfeld– Associate Member
Ken Celli – Hearing Officer
Nick Bartsch – Public Adviser’s Representative
Jared Babula– Staff Counsel
Felicia Miller– Siting Project Manager**

July 29, 2008



Purpose of Siting Process

“ ... to ensure that a reliable supply of electrical energy is maintained at a level consistent with the need for such energy, for protection of public health and safety, for promotion of the general welfare, and for environmental quality protection.”

Public Resources Code 25001



Energy Commission's Role

- **Energy Commission permitting authority**
 - Thermal power plants \geq 50 megawatts
 - **Related facilities**
 - electric transmission lines
 - water supply pipelines
 - natural gas pipelines
 - waste disposal facilities
 - access roads
- **Lead state agency for California Environmental Quality Act (CEQA)**



Overview of Three-Step Licensing Process

1. **Data Adequacy**
2. **Staff Discovery and Analysis**
3. **Evidentiary Hearing and Decision**



Overview of Three-Step Licensing Process:

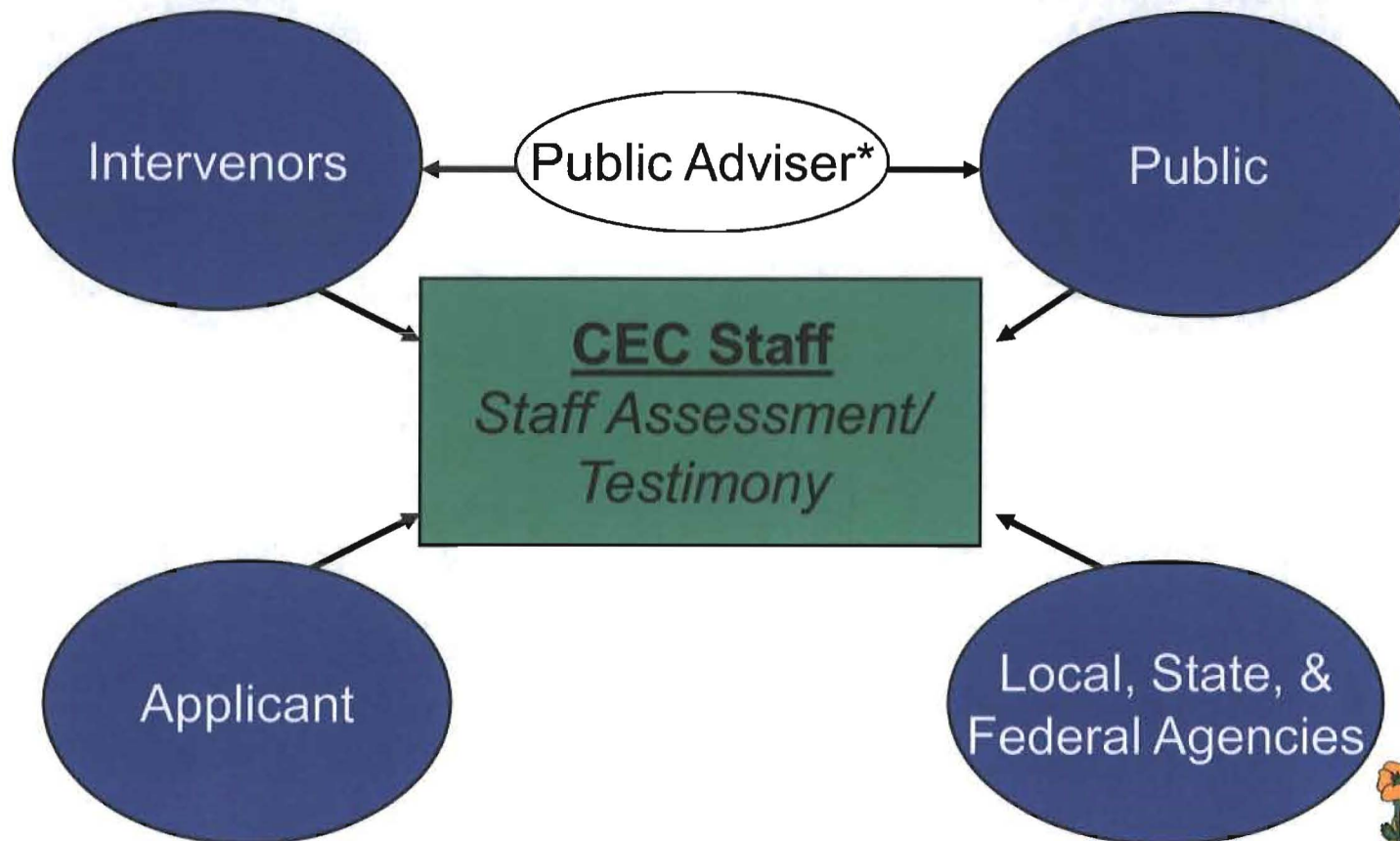
Step 1 - Data Adequacy

Step 2 - Staff Discovery & Analysis

1. **Data Adequacy** - Minimum requirements to accept application
2. **Staff Discovery & Analysis**
 - Issues Identification
 - Data requests
 - Workshops
 - **Final Staff Assessment**
 - Determine if proposal complies with Laws, Ordinances, Regulations & Standards (LORS)
 - Conduct engineering and environmental analysis
 - Identify issues
 - Evaluate alternatives
 - Identify mitigation measures
 - Recommend conditions of certification
 - **Make recommendations to the Committee**



Staff Discovery & Analysis Process



* The Public Adviser provides assistance on how to participate in the CEC's public process.



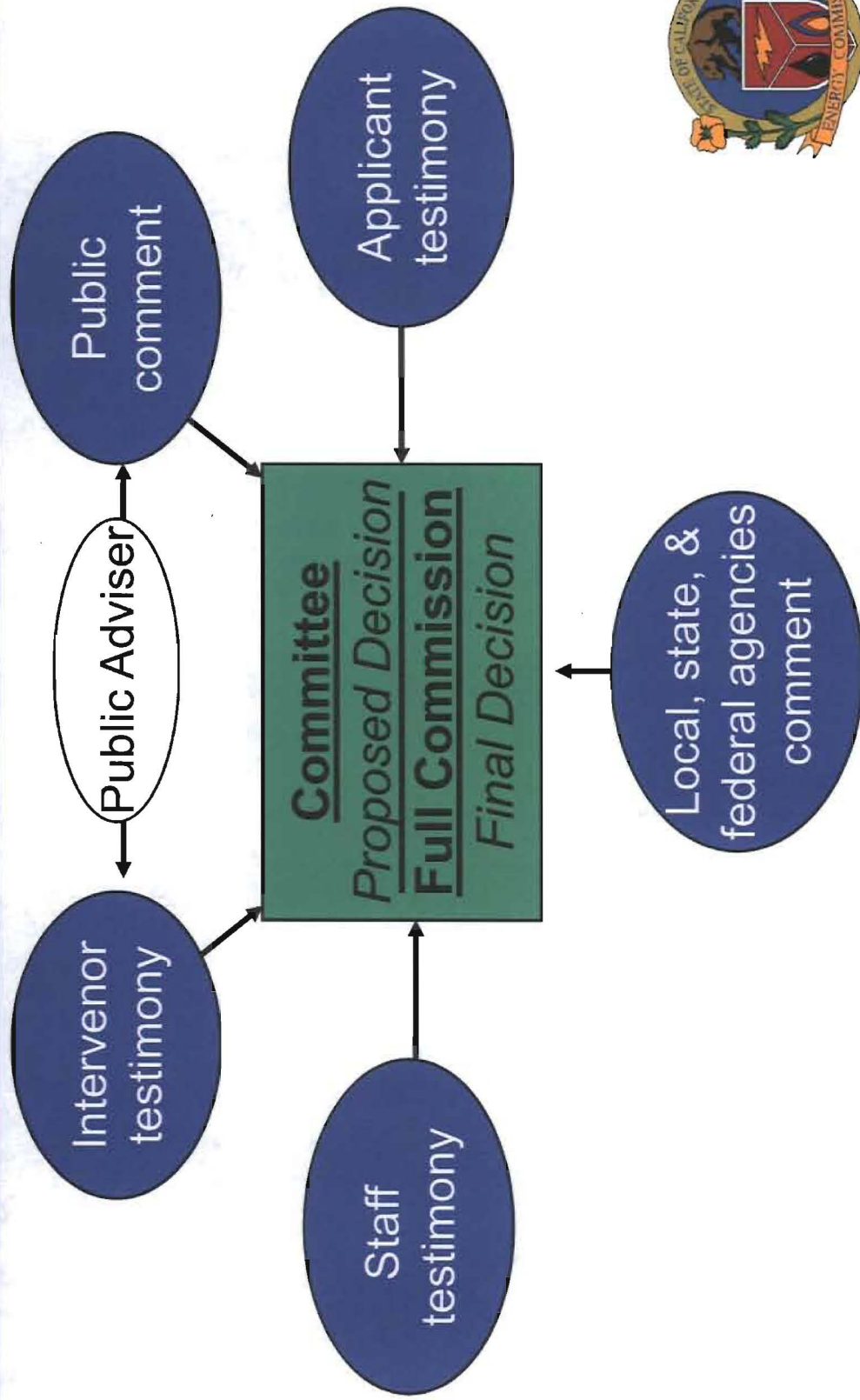
Overview of Three-Step Licensing Process: Step 3 – Evidentiary Hearing and Decision

3. Evidentiary Hearing and Decision

- Committee conducts Evidentiary Hearing
- Committee produces Presiding Member's Proposed Decision (PMPD) containing findings relating to:
 - environmental impacts, public health, engineering
 - compliance with LORS
 - recommending Conditions of Certification
 - recommending whether or not to approve the project
- PMPD goes before full Commission for decision
- If approved, Energy Commission monitors compliance with all Conditions of Certification for the life of the project, including facility closure



Evidentiary Hearing & Decision Process



Local, State and Federal Agency Coordination

- **Staff works closely with local, state and federal agencies, for example:**
 - **Local/Regional**
 - San Diego County - Dept. of Planning & Land Use
- Public Works
 - San Diego Air Pollution Control District
 - Fallbrook Public Utilities District
 - LAFCO
 - **State**
 - Cal Trans
 - CA Fish & Game
 - CA ISO
 - **Federal**
 - U.S. Fish & Wildlife Service
 - Army Corps of Engineers



How to Participate

- Provide oral comments at public meetings
- Submit written comments or statements to the Commission
- Provide written comments on the FSA, and PMPD
- Become a formal intervenor (Contact Public Adviser – represented by Nick Bartsch)



How to Obtain Project Information

■ Ways to Get Information

- Request to be added to the Mailing List
- Enroll on the CEC's Orange Grove Project webpage List Server: www.energy.ca.gov/sitingcases/orangegrovepeaker
- Participate in Workshops and Hearings (noticed at least 10 days in advance)

■ Documents are also available for public review at:

- Public Libraries:
Fallbrook, San Marcos, Temecula, Valley Center, Vista
- Copies are also available at the Energy Commission's Library in Sacramento, the California State Library in Sacramento, and at public libraries in Eureka, San Francisco, Los Angeles, and San Diego.
- Energy Commission's project web site
- Dockets Unit at the Energy Commission
1516 9th Street, MS - 4
Sacramento, CA 95814-5512



Energy Commission's Project Website

Project Proceedings:

Notices & Announcements

- Hearings and Workshops

Documents & Reports:

- Figures & Maps
- Commission Documents
- Applicant Documents
- Other Interested Government Agency Documents
- Intervenor & Other Documents

Participation:

- Public Adviser's Office
- Guide to Public Participation in Siting Cases
- Overview of Siting Process
- Title 20 CA Code of Regulations
- Acronyms Used in Siting Cases



Orange Grove Project – List Server Subscription

**To Automatically Receive Notification of New
Project Documents, Hearings, and Workshops:**

- 1) Go to the Project Website
- 2) Enter Email Address in Yellow List Server box
- 3) Click on “Send” Button



Staff's Issues Identification Report

■ Purpose

- Inform participants of potential issues
- Early focus on important topics

■ Criteria

- Significant impacts that may be difficult to mitigate
- Non-compliance with LORS
- Conflicts between parties about appropriate findings or conditions of certification for Commission decision



Potential Issues Identified by Staff

- **USFWS, USCOE, and DFG have not completed their review of the project and approved proposed mitigation/avoidance measures.**
- **LAFCO process to annex project to the North County Fire Protection District is pending.**
- **Potential impacts related to water truck delivery to the project have not been analyzed and determined.**



Project Schedule

- **The schedule considers/assumes the following:**
 - High siting workload is generally causing an overall delay to all projects
 - Applicant is able to provide a timely response to staff's data requests
 - Determinations of other local, state, and federal agencies will be on-schedule



Contacts

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■ Applicant

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Docket Optical System - Orange Grove Hearing Presentations

From: Felicia Miller
To: Docket Optical System
Date: 7/30/2008 8:08 AM
Subject: Orange Grove Hearing Presentations
Attachments: OG PP masterfile.doc.ppt

Please docket the 2 presentations from the Orange Grove Information Hearing yesterday.
Please send me email confirmation that the 2 documents have been docketed.
Thanks - Felicia