



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

DOCKET	
08-AFC-7	
DATE	MAR 17 2010
RECD.	MAR 17 2010

**Application for Certification
for the *GWF TRACY COMBINED CYCLE
POWER PLANT PROJECT***

Docket No. 08-AFC-7

ERRATA TO THE PRESIDING MEMBER'S PROPOSED DECISION

After reviewing the comments submitted by the parties, we incorporate the following changes to the February 24, 2010 Presiding Member's Proposed Decision (PMPD):

AIR QUALITY

1. Page 124, Finding of Fact No. 12, change to read as follows:

12. Mobile sources were included in the cumulative impacts analysis using past background concentrations, which represent the worst-case effects of mobile sources.
2. Page 124, Conclusion of Law No. 1, change to read as follows:

The use of ERCs surrendered for TPP complies with District rules and regulations and will ~~mitigation~~ mitigate GWF Tracy Combined Cycle operations emissions to below the level of significance.

BIOLOGICAL RESOURCES

3. Page 218, third paragraph, last sentence, change to read as follows:

We adopt ~~Condition of Certification **BIO-11** to require that reconditioning take place outside the breeding season to avoid impacts to nesting birds and~~ Conditions of Certification **BIO-6** through **BIO-10** to require protection of special-status species, preconstruction surveys, and development of incidental take minimization measures.

GREENHOUSE GAS (GHG) EMISSIONS

4. Page 95, first full paragraph, last sentence, change to read as follows:

We therefore find that the evidence shows that the GHG emissions from construction activities would not ~~exceed the level of significance~~ result in a significant adverse impact.

5. Page 95, first paragraph under “a. Anticipated Emissions,” change to read as follows:

The proposed project, excluding off-site emissions, would be permitted on an annual basis to emit up to 1,128,340 ~~would be permitted, on an annual basis, to emit up to 1,110,229~~ ...

6. Add the following footnote in reference to change No. 1, above:

In the Final Staff Analysis on page 4.1-88, in Greenhouse Gas Table 3 the row labeled ‘Total Project GHG Emissions, excluding Off-Site Emissions (MTCO₂E/yr),’ should be 1,128,340 and not the value shown.

7. Page 100, Finding of Fact 11, change to read as follows:

The California Renewable Portfolio Standard (RPS) requires the state’s electric utilities to obtain at least 33 20 percent of the power supplies from renewable sources, by the year 2020, and recent gubernatorial executive orders increased the renewable requirement to 33 percent.

HAZARDOUS MATERIALS

8. Condition of Certification **HAZ-7**, item no. 3, change 49 CFR 172.880 to 49 CFR 172.802.

PROJECT DESCRIPTION

9. Page 11, second Findings of Fact, third sentence, change to read as follows:
 2. The GWF Tracy project involves modifying the existing Tracy Peaker Project. This modification will result in an increase of 145 MW in generation capacity and conversion into combined cycle operation. The project site ~~and construction laydown area~~ will occupy ~~nearly 16.5~~ approximately 16.4 acres of land.

This same correction was also made on pages 7, 232 and 276.

PUBLIC HEALTH

10. Page 169, third paragraph, third sentence, delete the reference to ultra-low sulfur diesel fuel. Use of this fuel is now required by State law; thus the reference to it has been removed from Condition of Certification AQ-SC5.

RELIABILITY

11. Page 65, second paragraph, last sentence, change to read as follows:

~~GWF~~, PG&E, as a load-serving entity, must meet CAISO criteria which include maintaining a 15 percent reserve margin and increasing local generation to reduce reliance upon imported power.

TRAFFIC AND TRANSPORTATION

12. Page 294, final paragraph, second sentence, change to read as follows:

Implementation of Condition of Certification **TRANS-2 3** will require the project owner – before start-up and testing activities begin – to work with the Federal Aviation Authority (FAA) to notify pilots using the Tracy Municipal Airport and airspace above GWF Tracy of potential air hazards.
13. Page 298, Delete Condition of Certification **TRANS-2** and change the number of Condition of Certification **TRANS-3** to **TRANS-2**.

TRANSMISSION SYSTEM ENGINEERING

14. Page 71, first paragraph, second sentence, change to read as follows:

~~Three~~ Two segments of the existing 115-kV transmission system would be reconductored downstream of the first point of interconnection to accommodate the additional power output.

This same correction was also made on pages 212, 213 [change “all three” to “both”; page 218 (change “three short segments” to “two short segments” and delete “segments 1, 2 and 3 totaling 3 miles”]
15. Page 71, second paragraph, change to read as follows:

GWF Tracy’s proposed commercial operation date is April 1, 2013-, with GWF having an option to begin operations in the second quarter of 2012.

WORKER SAFETY

16. Change Condition of Certification **Worker Safety-4** to read as follows:

WORKER SAFETY-4 The project owner shall make payments to the Chief Building Official (CBO) for the services of a Safety Monitor based upon a reasonable fee schedule to be negotiated between the project owner and the CBO. Those services shall be in addition to other work performed by the CBO. The Safety Monitor shall be selected by and report directly to the CBO and will be responsible for verifying that the Construction Safety Supervisor, as required in Condition of Certification **WORKER SAFETY-3**, and for implementing all appropriate Cal/OSHA and Energy Commission safety requirements. The Safety Monitor shall conduct on-site (including linear facilities) safety inspections at intervals necessary to fulfill those responsibilities.

Dated: March 17, 2010 in Sacramento, California.



KAREN DOUGLAS
Chairman and Presiding Member
GWF Tracy AFC Committee



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APPLICATION FOR CERTIFICATION
FOR THE ***GWF TRACY COMBINED CYCLE
POWER PLANT PROJECT***

Docket No. 08-AFC-7

PROOF OF SERVICE LIST
(Revised 2/8/10)

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DECLARATION OF SERVICE

I, Maggie Read, declare that on March 17, 2010, I served and filed copies of the attached, ERRATA TO THE PRESIDING MEMBER'S PROPOSED DECISION, dated March 17, 2010. 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:

[\[http://www.energy.ca.gov/sitingcases/tracyexpansion\]](http://www.energy.ca.gov/sitingcases/tracyexpansion).

The documents have 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)

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

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by delivering on this date, for mailing with the United States 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 "email preferred."

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

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CALIFORNIA ENERGY COMMISSION

Attn: Docket No. 08-AFC-7
1516 Ninth Street, MS-4
Sacramento, CA 95814-5512
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I declare under penalty of perjury 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: _____
Maggie Read
Hearing Adviser's Office