

CALIFORNIA ENERGY COMMISSION

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



DOCKET
08-AFC-1C

DATE	<u>MAY 11 2012</u>
------	--------------------

RECD.	<u>MAY 11 2012</u>
-------	--------------------

**NOTICE OF RECEIPT
 (CORRECTED)
 PETITION TO AMEND
 THE ENERGY COMMISSION DECISION for the
 AVENAL ENERGY PROJECT (08-AFC-1C)**

On March 5, 2012, Avenal Power Center, LLC, owner of the Avenal Energy Project, filed a petition with the California Energy Commission requesting to modify the project. The 600-megawatt project was certified by the Energy Commission on December 16, 2009, and the deadline to commence construction on the project is December 16, 2014. The facility is located in the City of Avenal, in Kings County.

DESCRIPTION OF PROPOSED MODIFICATION

The modifications proposed in the petition would allow Avenal Power Center, LLC, to: 1) extend the construction deadline for five years; 2) allow the option to construct and operate the power plant as either a major stationary source of air emissions¹ (as certified) or as a minor stationary source of air emissions²; and 3) make changes to four Air Quality Conditions of Certification relating to reissued Emission Reduction Credit certificate numbers and equipment descriptions.

ENERGY COMMISSION AMENDMENT REVIEW PROCEDURES

The purpose of the Energy Commission's review process is to assess the impacts of this proposal on environmental quality, public health and safety. The review process includes an evaluation of the consistency of the proposed changes with the Energy Commission's Decision, and if the project, as modified, will remain in compliance with applicable laws, ordinances, regulations, and standards (Title 20, Calif. Code of Regulations, section 1769). Energy Commission staff is currently analyzing the request and will publish an analysis in the near future. A public hearing for the purpose of approving or denying the amendment proposal will be held at a regularly scheduled Energy Commission business meeting.

This Notice of Receipt is being mailed to interested parties and property owners adjacent to the project site who may want to participate in the amendment process.

The petition is available on the Energy Commission's website at:

¹ A stationary emission source that exceeds applicable review thresholds and requires a Prevention of Significant Deterioration (PSD) permit from the U.S. Environmental Protection Agency (EPA).

² A stationary emission source that does not exceed applicable review thresholds and does not require a PSD permit from the U.S. EPA.


<http://www.energy.ca.gov/sitingcases/avenal/compliance/index.html>. The staff analysis, when published, will also be posted on the website. If you would like to receive a hard copy of the petition and/or staff's analysis, please complete the enclosed Information Request Form and return it to the address shown.

If you have any comments or questions, please contact Joan Walter, Compliance Project Manager, at (916) 654-5153, by fax to (916) 654-3882, or via e-mail at: jwalter@energy.state.ca.us.

For further information on how to participate in this proceeding, please contact the Energy Commission Public Adviser's Office, at (916) 654-4489, or toll free in California at (800) 822-6228, or by e-mail at publicadviser@energy.state.ca.us. News media inquiries should be directed to the Energy Commission Media Office at (916) 654-4989, or by e-mail at mediaoffice@energy.state.ca.us.

Date:

May 11, 2012



CHRISTOPHER J. MARKEN, Manager
Compliance Office
Siting, Transmission & Environmental Protection
Division

Enclosure: Information Request Form

Mail List # 7280

INFORMATION REQUEST FORM

COMPLETE & MAIL TO: CALIFORNIA ENERGY COMMISSION, COMPLIANCE UNIT
ATTN: JOAN WALTER, AICP
1516 NINTH STREET, MS-2000
SACRAMENTO, CA 95814

OR FAX TO: (916) 654-3882

NAME AND/OR TITLE (AS IT IS TO APPEAR ON MAIL LABEL)

ORGANIZATION (IF APPLICABLE)

STREET ADDRESS OR P.O. BOX

CITY

STATE

ZIP CODE

PROPOSED AMENDMENT TO THE COMMISSION DECISION TO ALLOW AVENAL POWER CENTER, LLC TO: 1) EXTEND THE CONSTRUCTION DEADLINE FOR FIVE YEARS; 2) ALLOW THE OPTION TO CONSTRUCT AND OPERATE THE POWER PLANT AS EITHER A MAJOR STATIONARY SOURCE OF AIR EMISSIONS (AS CERTIFIED) OR AS A MINOR STATIONARY SOURCE OF AIR EMISSIONS; AND 3) MAKE CHANGES TO FOUR AIR QUALITY CONDITIONS OF CERTIFICATION RELATING TO REISSUED EMISSION REDUCTION CREDIT CERTIFICATE NUMBERS AND EQUIPMENT DESCRIPTIONS.

PLEASE CHECK THE DOCUMENTS YOU WOULD LIKE TO RECEIVE:

- PETITION TO AMEND
 STAFF ANALYSIS
 COMMISSION ORDER

PROJECT: AVENAL ENERGY

DOCKET NO: 08-AFC-1C

MAIL LIST NO: 7280

PLEASE REMOVE MY NAME FROM THE AVENAL ENERGY PROJECT MAILING LIST