

# Notice of Decision by the Energy Resources Conservation and Development Commission of the State of California

To X California Natural Resources Agency  
1416 9th Street, Room 1311  
Sacramento, CA 95814

From: California Energy Commission  
1516 9th Street  
Sacramento, CA 95814

Subject: Filing of Notice of Decision in compliance with Public Resources Code Section 21080.5 and Title 20, California Code of Regulations, Section 1768

**Project Name:** Avenal Energy Project

**Energy Commission Docket Number:** 08-AFC-1C

**Energy Commission Contact Person:** Camille Remy Obad **Phone #:** (916) 654-3940

**Project Location:** City of Avenal, Kings County, California

**Project Description:** The proposed Avenal Energy Project (AEP) is currently awaiting pre-construction authorization and will be a 600-megawatt natural gas fired power plant.

**Modification Description:** Petition to Amend submitted by Avenal Energy Center LLC, proposing to modify the California Energy Commission's Final Decision by adding one (1) new Air Quality Condition of Certification (COC), **AQ-SC12**, to allow AEP to operate either as a major (as certified) or minor (as amended) stationary source of criteria air pollutant emissions. Changes in **AQ-6, AQ-71, AQ-110, AQ-111** and **AQ-122** COCs were necessary to update compliance specifications.

On January 9, 2013, the California Energy Commission approved the above-described project pursuant to a regulatory program certified by the California Secretary of Natural Resources under Section 21080.5 of the California Public Resources Code.

1. With mitigation, the project will not have a significant effect on the environment;
2. Mitigation measures were made conditions of approval of the project;
3. The project is in compliance with all laws, ordinances, regulations and standards (LORS); and
4. A statement of Overriding Considerations was not adopted for the project.

The Commission docket files containing the final Commission Decision and other information regarding the project are available to the public at: California Energy Commission, 1516 9th Street, Sacramento, California, 95814. This and other information regarding the project is also available on the Commission's web site located at <http://www.energy.ca.gov/sitingcases/avenal/index.html>



Signature

January 24, 2013 Compliance Project Manager  
Date Title

Dates received for filing

California Energy Commission Docket:

California Energy Commission <b>DOCKETED</b> 08-AFC-1C TN # 69284 Jan 24, 2013
--

<b>FILED</b> Natural Resources Agency JAN 24 2013 Resources Agency of California
---